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FILED

MAY 31 1994

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6
7 SUPERIOR COURT OF THE STATE OF CALIFORNIA RECEIVED
8 FOR THE COUNTY OF MARIN
9 MAY 31 1994

10 CHURCH OF SCIENOTOLOGY INTERNATIONAL,)
a California not-for-profit)
11 religious corporation,)
12 Plaintiff,)
13 vs.)
14 GERALD ARMSTRONG; MICHAEL WALTON;)
THE GERALD ARMSTRONG CORPORATION,)
15 a California for-profit)
corporation; DOES 1 through 100,)
16 inclusive,)
17 Defendants.)

No. 157 680 HUB LAW OFFICES

SEPARATE STATEMENT OF
FORM INTERROGATORIES
AND RESPONSES IN DISPUTE

to Benz
5-31-94
Ha

Date: June 20, 1994
Time: 2:30 p.m.
Dept: Referee W.R. Benz
Trial Date: 9/29/94

19 FORM INTERROGATORY NO. 6.1:

20 Do you attribute any physical, mental, or emotional injuries
21 to the INCIDENT? If your answer is "no," do not answer
22 interrogatories 6.2 through 6.7.

23 RESPONSE TO FORM INTERROGATORY NO. 6.1:

24 Objection. CSI objects that this form interrogatory is
25 inapplicable to a corporation, and vague and unintelligible as
26 phrased.

27 Reason Interrogatory Should Be Answered:

28 See all of Armstrong's reasons above why admissions needed.

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1 Plaintiff's complaint herein states that Armstrong had disrupted
2 the Scientology organization, annoyed and harassed organization
3 members and spread enmity and hatred among its members. Plaintiff
4 claims the purpose and function of the subject settlement
5 agreement is to put an end to the things Armstrong was doing to
6 its members. Armstrong contends that he did not do any of those
7 things, and did not annoy and harass plaintiff organization's
8 members, nor spread enmity and hatred among them, and that the
9 agreement's purpose and function is to obstruct justice, and so
10 forth. If none of the organization's members were injured
11 physically, mentally or emotionally as a result of Armstrong
12 activities it will support Armstrong's defense that the agreement
13 was not for the purpose CSI claims. What is requested is that you
14 sensibly apply this interrogatory to CSI's members and answer
15 directly and fully.

16 FORM INTERROGATORY NO. 7.1:

17 Do you attribute any loss of or damage to a vehicle or other
18 property to the INCIDENT? If so, for each item of property:

19 (a) describe the property;

20 (b) describe the nature and location of the damage to the
21 property;

22 (c) state the amount of damage you are claiming for each
23 item of property and how the amount was calculated;

24 (d) if the property was sold, state the name, ADDRESS, and
25 telephone number of the seller, the date of sale, and the sale
26 price.

27 RESPONSE TO FORM INTERROGATORY NO. 7.1:

28 Objection. CSI objects that this form interrogatory is

1 inapplicable to a corporation, and vague and unintelligible as
2 phrased.

3 Reason Interrogatory Should Be Answered:

4 See all of Armstrong's reasons above why admissions needed,
5 and see all reasons above why interrogatories should be answered.
6 This is needed to determine whatever damages CSI is claiming or
7 may claim in addition to liquidated damages. If the liquidated
8 damages claim falls, CSI should not then be able to manufacture
9 "actual damages" to maintain its fraudulent conveyance action.
10 This interrogatory is applicable to a corporation, and can clearly
11 be answered by plaintiff.

12 FORM INTERROGATORY NO. 7.2:

13 Has a written estimate or evaluation been made for any item
14 of property referred to in your answer to the preceding
15 interrogatory? If so, for each estimate or evaluation state:

16 (a) the name, ADDRESS, and telephone number of the PERSON
17 who prepared it and the date prepared;

18 (b) the name, ADDRESS, and telephone number of each PERSON
19 who has a copy;

20 (c) the amount of damage stated.

21 RESPONSE TO FORM INTERROGATORY NO. 7.2:

22 Objection. CSI objects that this form interrogatory is
23 inapplicable to a corporation, and vague and unintelligible as
24 phrased.

25 Reason Interrogatory Should Be Answered:

26 See all of Armstrong's reasons above why admissions needed,
27 and see all reasons above why interrogatories should be answered.
28 If 7.1 is answered, then 7.2 should be.

1 FORM INTERROGATORY NO. 7.3:

2 Has any item of property referred to in your answer to
3 interrogatory 7.1 been repaired? If so, for each item state:

4 (a) the date repaired;

5 (b) the description of the repair;

6 (c) the repair cost;

7 (d) the name, ADDRESS, and telephone number of the PERSON
8 who repaired it;

9 (e) the name, ADDRESS, and telephone number of the PERSON
10 who paid for the repair;

11 RESPONSE TO FORM INTERROGATORY NO. 7.3:

12 Objection. CSI objects that this form interrogatory is
13 inapplicable to a corporation, and vague and unintelligible as
14 phrased.

15 Reason Interrogatory Should Be Answered:

16 See all of Armstrong's reasons above why admissions needed,
17 and see all reasons above why interrogatories should be answered.
18 If 7.1 is answered, then 7.3 should be.

19 FORM INTERROGATORY NO. 8.1:

20 Do you attribute any loss of income or earning capacity to
21 the INCIDENT? If your answer is "no," do not answer
22 interrogatories 8.2 through 8.8.

23 RESPONSE TO FORM INTERROGATORY NO. 8.1:

24 Objection. CSI objects that this form interrogatory is
25 inapplicable to a corporation, and vague and unintelligible as
26 phrased.

27 Reason Interrogatory Should Be Answered:

28 See all of Armstrong's reasons above why admissions needed,

1 and see all reasons above why interrogatories should be answered.
2 This information is needed to establish that there are no actual
3 damages of any kind to CSI as a result of any actions Armstrong
4 has taken. If there have been no actual damages to CSI as a
5 result in any of Armstrong's actions, it will support Armstrong's
6 position that damages were not impracticable to calculate at the
7 time of the signing of the agreement and that no endeavor was made
8 by CSI at that time to ascertain what its damages would be.
9 Notwithstanding the fact CSI did not endeavor to ascertain what
10 its damages would be from Armstrong's speaking freely in the
11 marketplace of ideas and in the world, Armstrong did not withhold
12 this information from CSI at any time.

13 FORM INTERROGATORY NO. 9.1:

14 Are there any other damages that you attribute to the
15 INCIDENT? If so, for each item of damage state:

- 16 (a) the nature;
17 (b) the date it occurred;
18 (c) the amount;
19 (d) the name, ADDRESS, and telephone number of each PERSON
20 to whom an obligation was incurred.

21 RESPONSE TO FORM INTERROGATORY NO. 9.1:

22 Objection. CSI objects that this form interrogatory is
23 inapplicable to this action, and vague and unintelligible as
24 phrased. To the extent that the "INCIDENT" this interrogatory is
25 referring to is Armstrong's fraudulent conveyance of his assets to
26 others in or about 1990, CSI sustained damage in the amount of
27 those conveyances, together with any appreciation or increase in
28 value which those assets have acquired since their initial

1 conveyance.

2 Reason Interrogatory Should Be Answered:

3 See all of Armstrong's reasons above why admissions needed,
4 and see all reasons above why interrogatories should be answered.
5 The "incident" is understandable as every incident or every time
6 CSI was damaged in some way by Gerald Armstrong. If CSI is only
7 claiming liquidated damages then it should so state. The
8 interrogatory is clear.

9 FORM INTERROGATORY NO. 9.2:

10 Do any DOCUMENTS support the existence or amount of any item
11 of damages claimed in interrogatory 9.1? If so, state the name,
12 ADDRESS, and telephone number of each PERSON who has each
13 DOCUMENT.

14 RESPONSE TO FORM INTERROGATORY NO. 9.2:

15 The documents which support the existence of the damages
16 claimed in interrogatory 9.1 are:

17 Transcripts of the deposition testimony of defendants
18 Armstrong and Walton in this action and in the Main Action;
19 documents produced by defendants in this action; and documents in
20 the possession of Marin County as public records.

21 Reason Interrogatory Should Be Answered:

22 See all of Armstrong's reasons above why admissions needed,
23 and see all reasons above why interrogatories should be answered.
24 Additionally this interrogatory asks for documents which support
25 the existence of any damages claimed by CSI as being caused by
26 Armstrong, including the damages resulting from Armstrong's
27 exercise of his right to freedom of speech.

28 FORM INTERROGATORY NO. 10.2:

1 List any physical, emotional, and mental disabilities you had
2 immediately before the INCIDENT. (You may omit mental or
3 emotional disabilities unless you attribute any mental or
4 emotional injury to the INCIDENT.)

5 RESPONSE TO FORM INTERROGATORY NO. 10.2:

6 Objection. CSI objects that this form interrogatory is
7 inapplicable to a corporation, and vague and unintelligible as
8 phrased.

9 Reason Interrogatory Should Be Answered:

10 See all of Armstrong's reasons above why admissions needed,
11 and see all reasons above why interrogatories should be answered.
12 If plaintiff is not claiming that any of its members suffered any
13 physical, mental or emotional injury as a result of Armstrong's
14 actions on which CSI bases its claims of any kind against
15 Armstrong, then this question would not be applicable. If,
16 however, plaintiff claims that any of its members were injured
17 physically, mentally or emotionally by Armstrong (See specifically
18 reason interrogatory No. 6.1 should be answered), this
19 interrogatory should also be answered.

20 FORM INTERROGATORY NO. 10.3:

21 At any time after the INCIDENT, did you sustain injuries of
22 the kind for which you are now claiming damages. If so, for each
23 incident state:

24 (a) the date and place it occurred;

25 (b) the name, ADDRESS, and telephone number of any other
26 PERSON involved;

27 (c) the nature of any injuries you sustained;

28 (d) the name, ADDRESS, and telephone number of each HEALTH

1 CARE PROVIDER that you consulted or who examined or treated you;
2 (e) the nature of the treatment and its duration.

3 RESPONSE TO FORM INTERROGATORY NO. 10.3:

4 Objection. CSI objects that this form interrogatory is
5 inapplicable to a corporation, and vague and unintelligible as
6 phrased.

7 Reason Interrogatory Should Be Answered:

8 See reason above why interrogatory 10.2 should be answered.

9 FORM INTERROGATORY NO. 12.1:

10 State the name, ADDRESS, and telephone number of each
11 individual:

12 (a) who witnessed the INCIDENT or the events occurring
13 immediately before or after the INCIDENT;

14 (b) who made any statement at the time of the INCIDENT;

15 (c) who heard any statements made about the INCIDENT by any
16 individual at the scene;

17 (d) who YOU OR ANYONE ACTING ON YOUR BEHALF claim has
18 knowledge of the INCIDENT (except for expert witnesses covered by
19 Code of Civil Procedure, 2034).

20 RESPONSE TO FORM INTERROGATORY NO. 12.1:

21 Objection. CSI objects that this form interrogatory is
22 inapplicable to this action, and vague and unintelligible as
23 phrased. To the extent that the "INCIDENT" this interrogatory is
24 referring to is Armstrong's fraudulent conveyance of his assets to
25 others in or about 1990, plaintiff further objects that the
26 information sought is more readily available to Armstrong than it
27 is to plaintiff.

28 Witnesses known to plaintiff at this time are: Gerald

1 Armstrong, Michael Walton, Lorientie Phippeny, a/k/a Bambi Sparks,
2 Michael Douglas, Toby Plevin, Joseph Yanny, Andrew Armstrong,
3 Nancy Rodes, Jerry Solvin, Iolna Dossen, and Lorrie Eaton.

4 Reason Interrogatory Should Be Answered:

5 See all of Armstrong's reasons above why admissions needed,
6 and see all reasons above why interrogatories should be answered.
7 Additionally, the "incident" is referring to any action of
8 Armstrong which CSI considers resulted in injury to it of any kind
9 which form the basis of CSI's claims against Armstrong. It is
10 applicable to this action and should be answered completely.

11 FORM INTERROGATORY NO. 12.2:

12 Have YOU OR ANYONE ACTING ON YOUR BEHALF interviewed any
13 individual concerning the INCIDENT? If so, for each individual
14 state:

15 (a) the name, ADDRESS, and telephone number of the
16 individual interviewed;

17 (b) the date of the interview;

18 (c) the name, ADDRESS, and telephone number of the PERSON
19 who conducted the interview.

20 RESPONSE TO FORM INTERROGATORY NO. 12.2:

21 Objection. CSI objects that this form interrogatory is
22 inapplicable to this action, and vague and unintelligible as
23 phrased. To the extent that the "INCIDENT" this interrogatory is
24 referring to is Armstrong's fraudulent conveyance of his assets to
25 others in or about 1990, plaintiff responds as follows: No.

26 Reason Interrogatory Should Be Answered:

27 See reason above why interrogatory 12.1 should be answered.

28 FORM INTERROGATORY NO. 12.3:

1 Have YOU OR ANYONE ACTING ON YOUR BEHALF obtained a written
2 or recorded statement from any individual concerning the INCIDENT?

3 If so, for each statement state:

4 (a) the name, ADDRESS, and telephone number of the
5 individual from whom the statement was obtained;

6 (b) the name, ADDRESS, and telephone number of the
7 individual who obtained the statement;

8 (c) the date the statement was obtained;

9 (d) the name, ADDRESS, and telephone number of each PERSON
10 who has the original statement or a copy.

11 RESPONSE TO FORM INTERROGATORY NO. 12.3:

12 Objection. CSI objects that this form interrogatory is
13 inapplicable to this action, and vague and unintelligible as
14 phrased. To the extent that the "INCIDENT" this interrogatory is
15 referring to is Armstrong's fraudulent conveyance of his assets to
16 others in or about 1990, plaintiff responds as follows: No.

17 Reason Interrogatory Should Be Answered:

18 See reason above why interrogatory 12.1 should be answered.

19 FORM INTERROGATORY NO. 12.4:

20 Do YOU OR ANYONE ACTING ON YOUR BEHALF know of any
21 photographs, films or videocassettes depicting any place, object,
22 or individual concerning the INCIDENT or plaintiff's injuries? If
23 so, state:

24 (a) the number of photographs or feet of film or videotape;

25 (b) the places, objects or persons photographed, filmed or
26 videotaped;

27 (c) the date the photographs, films or videotapes were
28 taken;

1 (d) the name, ADDRESS, and telephone number of the
2 individual taking the photographs, films or videotapes;

3 (e) the name, ADDRESS, and telephone number of each PERSON
4 who has the original or a copy.

5 RESPONSE TO FORM INTERROGATORY NO. 12.4:

6 Objection. CSI objects that this form interrogatory is
7 inapplicable to this action, and vague, ambiguous and
8 unintelligible as phrased. To the extent that the "INCIDENT" this
9 interrogatory is referring to is Armstrong's fraudulent conveyance
10 of his assets to others in or about 1990, plaintiff responds as
11 follows: No.

12 Reason Interrogatory Should Be Answered:

13 See reason above why interrogatory 12.1 should be answered.

14 FORM INTERROGATORY NO. 12.5:

15 Do YOU OR ANYONE ACTING ON YOUR BEHALF know of any diagram,
16 reproduction, or model of any place or thing (except for expert
17 witnesses covered by Code of Civil Procedure, 2034) concerning the
18 INCIDENT? If so, for each item state:

19 (a) the type (i.e., diagram, reproduction, or model;

20 (b) subject matter;

21 (c) the name, ADDRESS, and telephone number of each person
22 who has it.

23 RESPONSE TO FORM INTERROGATORY NO. 12.5:

24 Objection. CSI objects that this form interrogatory is
25 inapplicable to this action, and vague, ambiguous and
26 unintelligible as phrased. To the extent that the "INCIDENT" this
27 interrogatory is referring to is Armstrong's fraudulent conveyance
28 of his assets to others in or about 1990, plaintiff responds as

1 follows: No.

2 Reason Interrogatory Should Be Answered:

3 See reason above why interrogatory 12.1 should be answered.

4 FORM INTERROGATORY NO. 12.6:

5 Was a report made by any PERSON concerning the INCIDENT? If
6 so, state:

7 (a) the name, title, identification number, and employer of
8 the PERSON who made the report;

9 (b) the date and type of report made;

10 (c) the name, ADDRESS, and telephone number of the PERSON
11 for whom the report was made;

12 RESPONSE TO FORM INTERROGATORY NO. 12.6:

13 Objection. CSI objects that this form interrogatory is
14 inapplicable to this action, and vague, ambiguous and
15 unintelligible as phrased. To the extent that the "INCIDENT" this
16 interrogatory is referring to is Armstrong's fraudulent conveyance
17 of his assets to others in or about 1990, plaintiff further
18 objects that the interrogatory requests information protected by
19 the attorney client and attorney work product privileges.

20 Reason Interrogatory Should Be Answered:

21 See reason above why interrogatory 12.1 should be answered.

22 FORM INTERROGATORY NO. 12.7:

23 Have YOU OR ANYONE ACTING ON YOUR BEHALF inspected the scene
24 of the INCIDENT? If so, for each inspection state:

25 (a) the name, ADDRESS, and telephone number of the
26 individual making the inspection (except for expert witnesses
27 covered by Code of Civil Procedure, 2034);

28 (b) the date of the inspection.

1 RESPONSE TO FORM INTERROGATORY NO. 12.7:

2 Objection. CSI objects that this form interrogatory is
3 inapplicable to this action, and vague and unintelligible as
4 phrased. To the extent that the "INCIDENT" this interrogatory is
5 referring to is Armstrong's fraudulent conveyance of his assets to
6 others in or about 1990, plaintiff responds as follows: No.

7 FORM INTERROGATORY NO. 13.1:

8 Have YOU OR ANYONE ACTING ON YOUR BEHALF conducted
9 surveillance of any individual involved in the INCIDENT? If so,
10 for each surveillance state:

11 (a) the name, ADDRESS, and telephone number of the
12 individual or party;

13 (b) the time, date and place of the surveillance;

14 (c) the name, ADDRESS, and telephone number of the
15 individual who conducted the surveillance.

16 RESPONSE TO FORM INTERROGATORY NO. 13.1:

17 Objection. CSI objects that this form interrogatory is
18 inapplicable to this action, and vague, ambiguous, and
19 unintelligible as phrased. To the extent that the "INCIDENT" this
20 interrogatory is referring to is Armstrong's fraudulent conveyance
21 of his assets to others in or about 1990, plaintiff responds as
22 that it has conducted no surveillance of anyone in reference to
23 the INCIDENT.

24 Reason Interrogatory Should Be Answered:

25 See reason above why interrogatory 12.1 should be answered.

26 FORM INTERROGATORY NO. 13.2:

27 Has a written report been prepared on the surveillance? If
28 so, for each written report state:

1 (a) the title;
2 (b) the date;
3 (c) the name, ADDRESS, and telephone number of the
4 individual who prepared the report;

5 (c) (sic) the name, ADDRESS, and telephone number of each
6 PERSON who has the original or a copy.

7 RESPONSE TO FORM INTERROGATORY NO. 13.2:

8 See Response to Form Interrogatory 13.1

9 Reason Interrogatory Should Be Answered:

10 See reason above why interrogatory 12.1 should be answered.

11 FORM INTERROGATORY NO. 14.1:

12 Do YOU OR ANYONE ACTING ON YOUR BEHALF contend that any
13 PERSON involved in the INCIDENT violated any statute, ordinance,
14 or regulation and that the violation was a legal (proximate) cause
15 of the INCIDENT? If so, identify the PERSON and the statute,
16 ordinance or regulation.

17 RESPONSE TO FORM INTERROGATORY NO. 14.1:

18 Plaintiff contends that defendants violated Civil Code
19 Sections 3302 and 3439 et seq.

20 Reason Interrogatory Should Be Answered:

21 See reason above why interrogatory 12.1 should be answered.

22 FORM INTERROGATORY NO. 17.1:

23 Is your response to each request for admission served with
24 these interrogatories an unqualified admission? If not, for each
25 response that is not an unqualified admission:

- 26 (a) state the number of the request;
27 (b) state all facts upon which you base your response;
28 (c) state the names, ADDRESSES, and telephone numbers of all

1 PERSONS who have knowledge of those facts;

2 (d) identify all DOCUMENTS and other tangible things that
3 support your response and state the name, ADDRESS, and telephone
4 number of the PERSON who has each DOCUMENT or thing.

5 RESPONSE TO FORM INTERROGATORY NO. 17.1:

6 Plaintiff objects to this interrogatory on the grounds that
7 the interrogatory is harassing, premature, unreasonably burdensome
8 and unreasonably attempts to restrict the facts on which plaintiff
9 may rely at trial insofar as plaintiff has not yet completed its
10 investigation of the facts in this action and has not yet
11 completed its discovery on this action.

12 Reason Interrogatory Should Be Answered:

13 Plaintiff's objections are evasive and unfounded. Plaintiff
14 cannot delay its discovery responsibilities to Armstrong because
15 it has not completed its "investigation." There is no attempt to
16 unreasonably restrict the facts on which plaintiff may rely at
17 trial, but to obtain what facts, if any plaintiff has now.
18 Plaintiff's answers to these interrogatories are wholly
19 unsatisfactory and obstructive of justice. They evidence
20 plaintiff's continuing determination to abuse the discovery
21 process as stated by Judge Ideman in the Mayo litigation.
22 Armstrong has provided full, detailed discovery disclosure, and
23 nothing less is acceptable from CSI.

24 17.1.1

25 Request for Admission No. 1:

26 That in or about February, 1990 Armstrong did not begin any
27 series of actions which directly violated provisions of the
28 subject settlement contract.

1 Response to Request for Admission No. 1:

2 Denied.

3 Response to Interrogatory No. 17.1.1:

4 (a) Request No. 1.

5 (b) The facts supporting Armstrong's breaches of the
6 settlement agreement of December, 1986 (the "Agreement") from
7 February 1990 to the present, are legion, and need not be
8 recounted in their entirety by plaintiff as Armstrong has already
9 admitted to them in the underlying action, in his answer to the
10 complaint, in papers filed with the court, in declaration after
11 declaration, and in deposition. Plaintiff objects that
12 Armstrong's attempt to force plaintiff to recite all of these
13 facts again here is burdensome, oppressive and interposed only to
14 harass. Nonetheless, plaintiff states that Armstrong began a
15 series of actions to breach the Agreement in February, 1990 by:

16 1. On February 10, 1990, filing a petition with the Second
17 District Court of Appeal seeking leave to oppose the Church's
18 appeal in violation of the Agreement;

19 2. On February 21, 1990, petitioning the Court of Appeal
20 for permission to file a brief in a case involving a third party's
21 attempt to unseal the records of the underlying action, and
22 attaching a copy of the Agreement, in violation of the Agreement;

23 3. On March 6, 1990, voluntarily appearing in Los Angeles
24 Superior Court and attempting to testify against plaintiff and
25 others in a case involving a third party, in violation of the
26 Agreement.

27 Additional actions by Armstrong in violation of the
28 Agreement, which constitute a series, are described in the Second

1 Amended Complaint filed in Church of Scientology International v.
2 Armstrong, Los Angeles Superior Court, Case No. BC 052395 (the
3 "Main Action"), a copy of which is attached hereto and
4 incorporated herein by reference. Investigation and discovery
5 into Armstrong's breaches are continuing.

6 (c) According to Armstrong, the following persons received
7 service of the documents referred to in (b) (1) and (2), supra,
8 and so are aware of Armstrong's breaches. Their addresses are all
9 known to Armstrong: Gerald Armstrong; Toby L. Plevin; Eric M.
10 Lieberman; Michael Lee Hertzberg; Michael J. Flynn; Julia
11 Dragojevic; Bowles & Moxon; Paul Morantz; the court personnel of
12 the Court of Appeal and the Los Angeles Superior Court, whose
13 names are presently unknown to plaintiff; Lorianne Phippeny, a/k/a
14 Bambi Sparks; Barry Van Sickle. In addition, Armstrong is aware
15 of each of the breaches alleged in the Second Amended Complaint,
16 and each of the persons knowledgeable about those breaches,
17 including their addresses. They include: Joseph Yanny, Vicki
18 Aznaran, Richard Aznaran, Ford Greene, John Elstead, James
19 Rummond, Cynthia Remmers, Toby Plevin, Bent Corydon, Ed Roberts,
20 Denise Cantin, Gary Bright, Jerry Fagelbaum, David Mayo, Sarge
21 Gerbode, Malcolm Nothling, Jerry Whitfield, Hana Whitfield, Spanky
22 Taylor, Kirk Seidel, Larry Wollersheim, Richard Behar, Paul
23 Morantz, Graham Berry, Gordon Calhoun, Stuart Cutler, Anthony
24 Laing, Kent Burtner, Margaret Singer, Daniel Leipold, Kenneth
25 Woodward, Charles Fleming, Robert Penney and Uwe Geertz.

26 (d) The documents evidencing Armstrong's breaches consist of
27 documents created by Armstrong, including letters, declarations,
28 "treatments," briefs and other documents, all of which are in the

1 possession of Armstrong and/or his counsel; the transcripts of
2 every deposition taken in the Main Action; and transcripts of the
3 deposition of Armstrong in the case of Hunziker v. Applied
4 Materials, Santa Clara Superior Court, Case No. 692629, together
5 with the documents produced by Armstrong in that case, which are
6 in the possession of John Elstead and Cynthia Remmers, whose
7 addresses are known to Armstrong.

8 Reason Interrogatory Should Be Answered:

9 See all of Armstrong's reasons above why admissions needed,
10 and see all reasons above why interrogatories should be
11 answered. Plaintiff has not answered the question. It has
12 referred to two instances it claims are February, 1990 violations
13 of the settlement agreement, then moves on to March, 1990, then
14 into 1991 and 1992. Plaintiff has not stated any facts on which
15 it bases its claim that the two February, 1990 instances are indeed
16 "violations;" nor has it stated the names, etc of persons having
17 knowledge of these facts, but jumped to a listing of names
18 relating to incidents occurring in 1993 or 1994; nor has it
19 identified documents that support its response. Its response is
20 therefore incomplete and evasive.

21 17.1.2:

22 Request for Admission No. 2:

23 That no provision of the subject settlement contract was
24 framed by Armstrong.

25 Response to Request for Admission No. 2:

26 Denied.

27 Response to Interrogatory No. 17.1.2:

28 (a) Request No. 2.

1 (b) On June 24, 1993, Armstrong testified that portions of
2 the Agreement were changed prior to signing at his request.

3 (c) Gerald Armstrong, Michael Flynn; Lawrence Heller

4 (d) Deposition of Gerald Armstrong, June 24, 1993, in the
5 Main Action; Declaration of Gerald Armstrong dated December 25,
6 1990; Declaration of Gerald Armstrong dated November 17, 1991;
7 Declaration of Gerald Armstrong dated March 16, 1992.

8 Reason Interrogatory Should Be Answered:

9 See all of Armstrong's reasons above why admissions needed,
10 and see all reasons above why interrogatories should be
11 answered. Plaintiff's answer is incomplete and evasive. CSI's
12 complaint states that "Each provision of the Agreement was
13 carefully framed by the parties and their counsel to accurately
14 reflect the agreement of the parties." Plaintiff has not stated
15 all facts on which it bases its claim that even portions of the
16 subject agreement were changed at Armstrong's request. It has
17 certainly not provided any facts on which it bases its response
18 regarding provisions framed by Armstrong.

19 17.1.3:

20 Request for Admission No. 3:

21 That plaintiff and/or its agents in 1984 through 1986 at any
22 time took action to accuse Michael Flynn with attempting to have
23 cashed a check on an account of L. Ron Hubbard at the Bank of New
24 England.

25 Response to Request for Admission No. 3:

26 Plaintiff objects to this request for admission on the
27 grounds that it is (1) irrelevant to the subject matter of the
28 action, (2) interposed solely to harass, oppress and annoy the

1 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

2 Reason admission needed:

3 The request is relevant to the subject matter of the action,
4 interposed for legitimate discovery reasons, and very clear.
5 Armstrong contends that Scientology subjected Michael Flynn to a
6 campaign of "Fair Game" which included complex intelligence and
7 Black PR operations, and which resulted, as Scientology intended,
8 in Flynn's desire to get out of Scientology-related litigation, as
9 a defendant, plaintiff, attorney of record or co-counsel at almost
10 any cost. One of the operations Scientology ran against Flynn
11 involved accusing him in legal proceedings, including Armstrong I,
12 and in the international media of participating in, indeed
13 masterminding, the forgery of a \$2,000,000 check on one of
14 Hubbard's bank accounts. Flynn represented Armstrong. To get out
15 from under the fair game attacks and threat Flynn passed on
16 Scientology's duress to Armstrong, acting as Scientology's de
17 facto agent. Flynn told Armstrong that Scientology had ruined his
18 marriage, threatened his family and law practice, and attempted to
19 have him murdered. Armstrong had himself personal knowledge of
20 the organization's illegal policies and practices, and had himself
21 been the target of fair game attacks and threat. Flynn advised
22 Armstrong that he, Flynn, had to get out of the Scientology
23 litigation, including Armstrong's case, and stated that the
24 threats and attacks would continue if Armstrong did not sign the
25 subject settlement agreement. If what Armstrong claims was done
26 to Flynn by Scientology and what Flynn told Armstrong is true, the
27 subject settlement agreement was signed under duress, is invalid,
28 and Scientology's claim of damages owed by Armstrong, on which it

1 bases its claims in this action is invalid. Scientology's years
2 of acts against Flynn, therefore, have undeniable relevance to
3 this action. CSI did not demurrer to or move to strike
4 Armstrong's verified answer herein, which contains defenses based
5 on such acts, thus CSI's objections to this request for admission
6 are unfounded and obstructive. See, e.g., eleventh affirmative
7 defense (Duress and Undue Influence) in Armstrong's verified
8 answer. Moreover, Judge Thomas ruled in his order sustaining
9 CSI's demurrer to Armstrong's first amended cross-complaint that
10 the issues (concerning Armstrong's cause of action for declaratory
11 relief regarding the subject agreement based on duress, etc.) will
12 be determined either in the Los Angeles action or in this action.
13 The subject matter of this request, therefore, is already ordered
14 relevant in CSI's clearly interrelated lawsuits against Armstrong,
15 and to argue that this request should not be answered because it
16 is not relevant in either case, but certainly where there is a
17 September trial date, is not done in good faith. Furthermore,
18 Armstrong has filed a second amended verified cross-complaint
19 which is based on and includes a recitation of Scientology's fair
20 game acts against Flynn. Please, therefore reconsider your
21 position, and provide the requested admission.

22 Response to Interrogatory No. 17.1.3:

23 (No response. This interrogatory was not answered by
24 plaintiff because request for admission to which it refers was not
25 answered but objected to by plaintiff.)

26 Reason Interrogatory Should Be Answered:

27 See all of Armstrong's reasons above why admissions needed,
28 and see all reasons above why interrogatories should be answered.

1 Since the request for admission should be answered, so should this
2 interrogatory.

3 17.1.4:

4 Request for Admission No. 4:

5 That the provisions of the subject settlement contract do not
6 accurately reflect the agreement of Armstrong on December 6, 1986.

7 Response to Request for Admission No. 4:

8 Plaintiff objects to this request for admission on the
9 grounds that it is irrelevant to the subject matter of the action.
10 Notwithstanding this objection, plaintiff responds as follows:

11 Denied.

12 Response to Interrogatory No. 17.1.4:

13 (a) Request No. 4.

14 (b) Objection. This interrogatory seeks information which
15 is irrelevant to the subject matter of this action, and which is
16 duplicative of discovery already provided in the Main Action.

17 Notwithstanding this objection, CSI further responds as follows:

18 Armstrong signed the Agreement after consulting with at least
19 two attorneys. He signed and initialed each page before 5
20 witnesses, including his own attorney. The signing of the
21 Agreement was memorialized on videotape, which fully and clearly
22 shows all of the relevant events. He repeated to CSI
23 representatives and its attorneys that he fully understood the
24 Agreement and agreed with its terms, verbally and in writing.
25 Further, Armstrong accepted the settlement funds from CSI and
26 signed an affidavit in accordance with the Agreement. By his
27 conduct, Armstrong is estopped from claiming that any portion of
28 the Agreement is invalid: if he believed it to be invalid at the

1 time that he signed it, and avowed otherwise to CSI and its
2 attorneys, he defrauded CSI. In response, CSI further
3 incorporates by reference the numerous motions and memoranda filed
4 by CSI in the Main Action, together with exhibits, all of which
5 have been served on Armstrong, which further discuss or describe
6 Armstrong's acceptance of the Agreement.

7 (c) Lawrence Heller; Gerald Armstrong; Michael Flynn;
8 Michael Walton; Michael Sutter; JoAnn Richardson.

9 (d) Objection. Every document that CSI is aware of has
10 already been produced to Armstrong or by Armstrong in the Main
11 Action, or consists of the transcripts of depositions at which
12 Armstrong and/or his attorney were present.

13 Reason Interrogatory Should Be Answered:

14 See all of Armstrong's reasons above why admissions needed,
15 and see all reasons above why interrogatories should be answered.
16 Plaintiff's response is dishonest in that it has produced no
17 documents to Armstrong in the Los Angeles action. The response is
18 incomplete and evasive. It does not answer the question, but
19 digresses into an attack on Armstrong for "defrauding" CSI with
20 its own illegal settlement agreement. Plaintiff's objection that
21 this request for admission is irrelevant to the subject matter of
22 this action is belied by the fact that CSI itself made the claim
23 that "Each provision of the Agreement was carefully framed by the
24 parties and their counsel to accurately reflect the agreement of
25 the parties." (Complaint p. 5, l 16) CSI's claim of millions owed
26 by Armstrong in liquidated damages is the basis for this action.
27 CSI supports this claim with the assertion that the subject
28 settlement agreement reflects the agreement of Armstrong.

1 Therefore Armstrong's inquiry into what the actual agreement was
2 is relevant. Plaintiff's incorporation by reference of
3 unidentified motions and memoranda and their exhibits filed in the
4 Los Angeles cases is improper. Such should be specifically
5 identified and listed out.

6 17.1.5:

7 Request for Admission No. 5:

8 That at the time of the 1986 settlement negotiations
9 plaintiff was advised by attorney Michael Flynn that the
10 conditions delineated in paragraphs 7(D), 7(G), 7(H) and 10 of the
11 subject settlement contract were unenforceable.

12 Response to Request for Admission No. 5:

13 Plaintiff objects to this request for admission on the
14 grounds that it is irrelevant to the subject matter of the action.
15 Notwithstanding this objection, plaintiff responds as follows:

16 Denied.

17 Response to Interrogatory No. 17.1.5:

18 (a) Request No. 5.

19 (b) Objection. This interrogatory seeks information which
20 is irrelevant to the subject matter of this action, and which is
21 duplicative of discovery already provided in the Main Action.
22 Notwithstanding this objection, CSI further responds as follows:

23 Armstrong admits that he consulted not one, but two lawyers,
24 concerning the validity of the Agreement prior to signing it.
25 Armstrong invented this tale that one of his own lawyers advised
26 him that he was about to defraud CSI by signing a contract which
27 he believed to be invalid only after he began breaching the
28 Agreement. The tale has no basis in fact.

1 (c) Michael Flynn.

2 (d) Objection. Every document that CSI is aware of has
3 already been produced to Armstrong or by Armstrong in the Main
4 Action, or consists of the transcripts of depositions at which
5 Armstrong and/or his attorney were present.

6 Reason Interrogatory Should Be Answered:

7 See all of Armstrong's reasons above why admissions needed,
8 and see all reasons above why interrogatories should be answered.
9 Plaintiff has provided no discovery to Armstrong in the Los
10 Angeles action. The information requested here is completely
11 relevant to this action. CSI indeed claims even in this answer
12 that Armstrong defrauded it by agreeing to its own contract. In
13 fact, Armstrong's attorney Michael Flynn advised Armstrong prior
14 to Armstrong's signing the contract that he advised Scientology
15 that the contract was unenforceable. CSI has not produced its
16 contracts with Flynn. CSI improperly lumps all documents together
17 without identifying any. It should specifically identify and list
18 out each document which supports its response.

19 17.1.6:

20 Request for Admission No. 6:

21 That the Guardian's Office of Scientology staff used means to
22 deal with people the Guardian's Office perceived as enemies of
23 Scientology that were against the law.

24 Response to Request for Admission No. 6:

25 Plaintiff objects to this request for admission on the
26 grounds that it is (1) irrelevant to the subject matter of the
27 action, (2) interposed solely to harass, oppress and annoy the
28 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

1 Reason admission needed:

2 See reason for 3, above. Additionally, the language of this
3 request for admission is exactly what Scientology's leader David
4 Miscavige stated in his declaration executed February 8, 1994 and
5 filed in the Fishman case. (Armstrong responded by declaration to
6 Miscavige's accusations about him and CSI amended its Armstrong II
7 complaint to include a cause of action and claim for \$50,000 in
8 liquidated damages for the responsive declaration. The Armstrong
9 IV complaint is based on damages claimed by CSI in II.) Both
10 Miscavige and CSI are knowledgeable about the GO using illegal
11 means against its perceived enemies. Armstrong was judged in
12 Armstrong I to have been justified in sending Hubbard's archival
13 documents to his lawyers because of the threat of illegal means he
14 knew of by the GO. Scientology still maintains and still argues
15 in dead agent packs that Armstrong was not justified. At the same
16 time when it serves its other purposes it blames the GO for
17 criminal acts. Moreover, the same illegal practices and actions,
18 fair game, black PR, etc. have continued with the new Miscavige
19 regime and his new GO, the Office of Special Affairs. These
20 illegal practices have continued against Armstrong to this day,
21 including the illegal actions which resulted in the settlement
22 agreement, and the agreement itself. Thus Armstrong would be
23 perhaps equally justified in breaching the settlement agreement in
24 order to again defend himself. See, e.g., sixth affirmative
25 defense (Unclean Hands) in Armstrong's verified answer. If CSI
26 denies that the GO used illegal means against its perceived
27 enemies, such denial can be used to impeach Miscavige, who is both
28 CSI's managing agent and a cross-defendant herein. The objection

1 to this request for admission is evasive and unfounded. Because
2 the subject's relevance is manifest, the request cannot be
3 harassing, annoying or oppressive. Miscavige himself made this
4 charge, and it is sufficiently clear, the language being
5 Miscavige's.

6 Response to Interrogatory No. 17.1.6:

7 (No response. This interrogatory was not answered by
8 plaintiff because request for admission to which it refers was not
9 answered but objected to by plaintiff.)

10 Reason Interrogatory Should Be Answered:

11 See all of Armstrong's reasons above why admissions needed,
12 and see all reasons above why interrogatories should be answered.
13 Since the request for admission should be answered, so should this
14 interrogatory.

15 17.1.7:

16 Request for Admission No. 7:

17 That the Guardian's Office functions were taken over by Sea
18 Organization units, offices or organizations.

19 Response to Request for Admission No. 7:

20 Plaintiff objects to this request for admission on the
21 grounds that it is (1) irrelevant to the subject matter of the
22 action, (2) interposed solely to harass, oppress and annoy the
23 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

24 Reason admission needed:

25 See reason for 3 and 6, above. There has been a continuous
26 chain of intelligence, PR and legal functions without change of
27 any significant kind, pursuant to Hubbard's policies, orders and
28 practices. The new GO is a semi-autonomous unit as was the old

1 GO, which was an admittedly criminal enterprise. The new GO is
2 the secular arm and function of Scientology. This goes to all of
3 Armstrong's defenses which justify every action he has taken since
4 the 1986 settlement agreement. Plaintiff has no real reason to
5 hide the nature and form of its organization, especially that of
6 the organization sector which has waged an unending legal, public
7 relations and intelligence war on Armstrong since the settlement.
8 On the other hand, Armstrong has a legitimate right to know what
9 his accuser is. CSI has claimed that it is a religious
10 corporation, and has sought to obtain privileges in its litigation
11 involving Armstrong based on its status as a religion. Therefore
12 the sincerity in which it holds its religious beliefs is an issue.
13 Armstrong contends that the new GO, containing the legal, PR and
14 intelligence functions, and control of organization funds for
15 these purposes, is insincere in its publicly expressed beliefs.
16 There is a real controversy about who the plaintiff in this case
17 actually is, and plaintiff, whoever it is, should provide
18 discovery on this issue.

19 Response to Interrogatory No. 17.1.7:

20 (No response. This interrogatory was not answered by
21 plaintiff because request for admission to which it refers was not
22 answered but objected to by plaintiff.)

23 Reason Interrogatory Should Be Answered:

24 See all of Armstrong's reasons above why admissions needed,
25 and see all reasons above why interrogatories should be answered.
26 Since the request for admission should be answered, so should this
27 interrogatory.

28

1 17.1.8:

2 Request for Admission No. 8:

3 That Michael Flynn was considered an enemy of plaintiff.

4 Response to Request for Admission No. 8:

5 Plaintiff objects to this request for admission on the
6 grounds that it is (1) irrelevant to the subject matter of the
7 action, (2) interposed solely to harass, oppress and annoy the
8 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

9 Reason admission needed:

10 See reasons for 3, 6 and 7, above. Additionally this request
11 is relevant because Scientology has specific policies and
12 practices relating to the treatment of enemies, which policies and
13 practices cannot be deviated from by organization members on
14 penalty of extreme ethics punishment. Scientology's policies and
15 practices relating to its enemies have been judicially observed
16 and condemned. See, e.g., the Allard, Armstrong, Wollersheim
17 appellate opinions. Scientology literature contains countless
18 uses of the term "enemy," and such is well understood in the
19 organization. There is, therefore, no vagueness, ambiguity or
20 unintelligibility to the request. The request is central to
21 Armstrong's defenses of, inter alia, fraud, duress and unclean
22 hands, is very simple, and therefore is not at all harassive,
23 oppressive or annoying. The response is evasive and unfounded.

24 Response to Interrogatory No. 17.1.8:

25 (No response. This interrogatory was not answered by
26 plaintiff because request for admission to which it refers was not
27 answered but objected to by plaintiff.)

28

1 Reason Interrogatory Should Be Answered:

2 See all of Armstrong's reasons above why admissions needed,
3 and see all reasons above why interrogatories should be answered.
4 Since the request for admission should be answered, so should this
5 interrogatory.

6 17.1.9:

7 Request for Admission No. 9:

8 That Gerald Armstrong was considered an enemy of plaintiff.

9 Response to Request for Admission No. 9:

10 Plaintiff objects to this request for admission on the
11 grounds that it is (1) irrelevant to the subject matter of the
12 action, (2) interposed solely to harass, oppress and annoy the
13 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

14 Reason admission needed:

15 See reasons for 3, 6, 7 and 8, above. Pursuant to
16 Scientology's basic "ethics" policies, enemies are subject to a
17 suppressive person declare, and are fair game. They may be robbed
18 or injured by any means, tricked, sued, lied to or destroyed.
19 There has been complete continuity in Scientology's treatment of
20 "enemies" since the 1960's pursuant to the fair game doctrine.
21 Because of the fair game doctrine Armstrong was found by Judge
22 Breckenridge, affirmed on appeal, to have been justified in
23 sending the Hubbard documents, which proved the fraud Armstrong
24 had uncovered, to attorney Michael Flynn. Armstrong's knowledge
25 of Scientology's treatment of enemies is a significant factor in
26 why he signed the illegal and unenforceable "settlement" agreement
27 on which Scientology bases its claims in this action.

28

1 Response to Interrogatory No. 17.1.9:

2 (No response. This interrogatory was not answered by
3 plaintiff because request for admission to which it refers was not
4 answered but objected to by plaintiff.)

5 Reason Interrogatory Should Be Answered:

6 See all of Armstrong's reasons above why admissions needed,
7 and see all reasons above why interrogatories should be answered.
8 Since the request for admission should be answered, so should this
9 interrogatory.

10 17.1.10:

11 Request for Admission No. 10:

12 That Gerald Armstrong is considered an enemy of plaintiff.

13 Response to Request for Admission No. 10:

14 Plaintiff objects to this request for admission on the
15 grounds that it is (1) irrelevant to the subject matter of the
16 action, (2) interposed solely to harass, oppress and annoy the
17 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

18 Reason admission needed:

19 See reasons for 3, 6, 7, 8 and 9, above. That Armstrong is
20 considered by plaintiff organization an enemy is central to this
21 case and all of his defenses. Scientology has standard policies
22 and practices concerning how it treats its perceived enemies.
23 Indeed, the concept of "enemy," and who the enemy is central to
24 all of Scientology's policies, form, nature, social identity, and
25 way of dealing with the world, and specifically Armstrong. This
26 request is also relevant to the proceedings in this litigation
27 including discovery, since if Armstrong is an enemy, plaintiff
28 organization will consider itself justified in lying, cheating and

1 doing whatever is necessary to destroy him. The philosophy and
2 practice of fair game towards Scientology's enemies has been found
3 relevant in all organization-related cases when the issue has been
4 raised. It has been raised here.

5 Response to Interrogatory No. 17.1.10:

6 (No response. This interrogatory was not answered by
7 plaintiff because request for admission to which it refers was not
8 answered but objected to by plaintiff.)

9 Reason Interrogatory Should Be Answered:

10 See all of Armstrong's reasons above why admissions needed,
11 and see all reasons above why interrogatories should be answered.
12 Since the request for admission should be answered, so should this
13 interrogatory.

14 17.1.11:

15 Request for Admission No. 11:

16 That plaintiff entered into a contract with Michael Flynn
17 which prohibited him from representing any parties, including
18 Armstrong, in future litigation against plaintiff or any other
19 Scientology-related organizations, entities or individuals.

20 Response to Request for Admission No. 11:

21 Plaintiff objects to this request for admission on the
22 grounds that it is (1) irrelevant to the subject matter of the
23 action, (2) interposed solely to harass, oppress and annoy the
24 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

25 Reason admission needed:

26 See reasons for 3, 6, 7, 8, 9 and, 10 above. Additionally,
27 this request is relevant to this action because such a contract,
28 being illegal, will show an aspect of the duress underlying the

1 signing of the subject agreement, and will show the illegal
2 advantage Scientology sought in future litigation which
3 constitutes an obstruction of justice. It will also demonstrate
4 an ongoing abuse of process and is central to Armstrong's cross-
5 complaint herein. It will show, moreover, the far-reaching effect
6 of the fair game actions directed at Michael Flynn over the years
7 he represented anti-organization litigants including Armstrong.
8 Since Scientology, through CSI, wrote the contract which is the
9 subject of this request for admission, and engineered the
10 compromise of Flynn, which resulted in his signing said contract,
11 CSI's objections are evasive and baseless. The question is clear.
12 Because this subject is central to Armstrong's defense as well as
13 his cross-complaint asking a clear question about it is not at all
14 harassive.

15 Response to Interrogatory No. 17.1.11:

16 (No response. This interrogatory was not answered by
17 plaintiff because request for admission to which it refers was not
18 answered but objected to by plaintiff.)

19 Reason Interrogatory Should Be Answered:

20 See all of Armstrong's reasons above why admissions needed,
21 and see all reasons above why interrogatories should be answered.
22 Since the request for admission should be answered, so should this
23 interrogatory.

24 17.1.12:

25 Request for Admission No. 12:

26 That no enmity was ever generated by Armstrong at any time in
27 plaintiff or plaintiff's members.
28

1 Response to Request for Admission No. 12:

2 Plaintiff objects to this request for admission on the
3 grounds that it is irrelevant to the subject matter of the action
4 and vague, ambiguous and unintelligible as phrased.

5 Reason admission needed:

6 See reasons for 3, 6, 7, 8, 9, 10 and 11, above. CSI has
7 stated in its complaint in this action (p. 2, l. 8; l. 16) that
8 Armstrong generated enmity (and hatred, and strife) among
9 Scientologists and former Scientologists. If that charge is in
10 fact irrelevant to the subject matter of the action, then CSI
11 should strip such from its complaint. This charge is, however,
12 relevant, because CSI claims it is the very basis for the subject
13 agreement. "These provisions (that CSI accuses Armstrong of
14 breaching) were bargained for by plaintiff to put an end to the
15 enmity and strife generated by Armstrong once and for all."
16 (Complaint p. 2, l. 15-17). Armstrong claims that the purposes of
17 said provisions were to gain an unfair advantage in litigation, to
18 destroy evidence, to obstruct justice, to rewrite history, and to
19 carry on fair game against himself and others. Such purposes are
20 illegal, and if shown would dispose of this action. CSI's claim
21 that Armstrong generated enmity in its membership is a lie
22 pursuant to fair game. The request is not vague, ambiguous and
23 unintelligible. It is plaintiff's language, and Armstrong asks
24 that plaintiff answer his request for admission fully and
25 honestly.

26 Response to Interrogatory No. 17.1.12:

27 (No response. This interrogatory was not answered by
28 plaintiff because request for admission to which it refers was not

1 answered but objected to by plaintiff.)

2 Reason Interrogatory Should Be Answered:

3 See all of Armstrong's reasons above why admissions needed,
4 and see all reasons above why interrogatories should be answered.
5 Since the request for admission should be answered, so should this
6 interrogatory.

7 17.1.13:

8 Request for Admission No. 13:

9 That the following advice of L. Ron Hubbard is a part of
10 Scientology scripture: "The law can be used very easily to harass,
11 and enough harassment on somebody who is on the thin edge anyway,
12 well knowing that he is not authorized, will generally be
13 sufficient to cause his professional decease. If possible, of
14 course, ruin him utterly."

15 Response to Request for Admission No. 13:

16 Plaintiff objects to this request for admission on the
17 grounds that it is (1) irrelevant to the subject matter of the
18 action, (2) interposed solely to harass, oppress and annoy the
19 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.

20 Reason admission needed:

21 See reasons for 3, 6, 7, 8, 9, 10, 11 and 12, above. This
22 request is relevant because Scientology claims that all of
23 Hubbard's writings relating to organization policies and
24 procedures must be followed to the letter. If Hubbard's policies
25 and procedures, no matter how antisocial or repugnant, are not
26 followed to the letter the non-complying Scientologist is subject
27 to severe "ethics" penalties, up to and including being labelled a
28 "suppressive person" targeted as "fair game." In an effort to

1 shield itself from liability for carrying out such policies and
2 procedures against its victims and critics, Scientology calls even
3 the most reprobative of temporal policies "scripture." The policy
4 in question is basic to Scientology's litigation practices
5 generally, and its use of litigation against Armstrong
6 specifically. As such, discovery relating to the policy is
7 relevant to Armstrong's defense and his cross-complaint for abuse
8 of process. The request is a direct quote of Hubbard, quite
9 clear, altogether unambiguous and stated in plain English.

10 Response to Interrogatory No. 17.1.13:

11 (No response. This interrogatory was not answered by
12 plaintiff because request for admission to which it refers was not
13 answered but objected to by plaintiff.)

14 Reason Interrogatory Should Be Answered:

15 See all of Armstrong's reasons above why admissions needed,
16 and see all reasons above why interrogatories should be answered.
17 Since the request for admission should be answered, so should this
18 interrogatory.

19 17.1.14:

20 Request for Admission No. 14:

21 That whatever fear Armstrong had that plaintiff would seek to
22 collect the liquidated damages it claims he owes by him to
23 plaintiff did not cause Armstrong to take any action to avoid
24 liability for such liquidated damages.

25 Response to Request for Admission No. 14:

26 Denied.

27 Response to Interrogatory No. 17.1.14:

28 (a) Request No. 14.

1 (b) Armstrong's fear of collection actions may be reasonably
2 inferred from his actions and statements at the time that he
3 conveyed his assets and subsequent to that time.

4 (c) See response to Interrogatory 17.1.1(c) [According to
5 Armstrong, the following persons received service of the documents
6 referred to in (b) (1) and (2), supra, and so are aware of
7 Armstrong's breaches. Their addresses are all known to Armstrong:
8 Gerald Armstrong; Toby L. Plevin; Eric M. Lieberman; Michael Lee
9 Hertzberg; Michael J. Flynn; Julia Dragojevic; Bowles & Moxon;
10 Paul Morantz; the court personnel of the Court of Appeal and the
11 Los Angeles Superior Court, whose names are presently unknown to
12 plaintiff; Lorienne Phippeny, a/k/a Bambi Sparks; Barry Van
13 Sickle. In addition, Armstrong is aware of each of the breaches
14 alleged in the Second Amended Complaint, and each of the persons
15 knowledgeable about those breaches, including their addresses.
16 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
17 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
18 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
19 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
20 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
21 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
22 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
23 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
24 Penney and Uwe Geertz.]

25 (d) See response to Interrogatories 17.1.1(d) [The documents
26 evidencing Armstrong's breaches consist of documents created by
27 Armstrong, including letters, declarations, "treatments," briefs
28 and other documents, all of which are in the possession of

1 Armstrong and/or his counsel; the transcripts of every deposition
2 taken in the Main Action; and transcripts of the deposition of
3 Armstrong in the case of Hunziker v. Applied Materials, Santa
4 Clara Superior Court, Case No. 692629, together with the documents
5 produced by Armstrong in that case, which are in the possession of
6 John Elstead and Cynthia Remmers, whose addresses are known to
7 Armstrong.] and 17.1.2(d) [Deposition of Gerald Armstrong, June
8 24, 1993, in the Main Action; Declaration of Gerald Armstrong
9 dated December 25, 1990; Declaration of Gerald Armstrong dated
10 November 17, 1991; Declaration of Gerald Armstrong dated March 16,
11 1992.]..

12 Reason Interrogatory Should Be Answered:

13 See all of Armstrong's reasons above why admissions needed,
14 and see all reasons above why interrogatories should be answered.
15 Plaintiff's answer is incomplete and evasive. Specifically what
16 actions and what statements at the time of Armstrong's conveyance
17 of his assets; and what actions and statements subsequently?
18 Interrogatory 17.1.1 concerns CSI's claim that Armstrong began in
19 February, 1990 to breach the settlement agreement. The subject
20 transfers occurred, according to CSI, in August, 1990, and in 1988
21 (Complaint p. 5, l. 3). CSI's responses to interrogatories 17.1.1
22 (c) and (d) and 17.1.2 (d) are unrelated to the allegation of
23 Armstrong's being in fear of CSI's collection actions.

24 17.1.15:

25 Request for Admission No. 15:

26 That Armstrong did not fraudulently convey any property
27 whatsoever to any entity at any time.

28 Response to Request for Admission No. 15:

1 Denied.

2 Response to Interrogatory No. 17.1.15:

3 (a) Request No. 15.

4 (b) In or about August, 1990, fearing collection actions by
5 CSI because of his past and anticipated breaches of the Agreement,
6 Armstrong conveyed real property, cash, and personal property to
7 the Gerald Armstrong Corporation ("GA"), Michael Walton, Lorraine
8 Phippeny, a/k/a Bambi Sparks, Michael Douglas, and Kima Douglas.
9 He also forgave substantial debts owed to him by Jerry Solvin,
10 Michael Walton, Iolna Dossen, Lorrie Eaton and Andrew Armstrong.
11 Investigation into Armstrong's fraudulent transfers are
12 continuing.

13 (c) Gerald Armstrong, Michael Walton, Lorraine Phippeny,
14 a/k/a Bambi Sparks, Michael Douglas, Kima Douglas, Jerry Solvin,
15 Iolna Dossen, Lorrie Eaton, Andrew Armstrong.

16 (d) See response to Interrogatory 9.2 [The documents which
17 support the existence of the damages claimed in interrogatory 9.1
18 are:

19 Transcripts of the deposition testimony of defendants
20 Armstrong and Walton in this action and in the Main Action;
21 documents produced by defendants in this action; and documents in
22 the possession of Marin County as public records.]

23 Reason Interrogatory Should Be Answered:

24 See all of Armstrong's reasons above why admissions needed,
25 and see all reasons above why interrogatories should be answered.
26 CSI's answer is a repetition of allegations in the complaint, and
27 does not provide facts upon which it bases its allegations; nor
28 does CSI adequately identify documents called for by this

1 interrogatory. The answer is incomplete and should be completed.

2 17.1.16:

3 Request for Admission No. 16:

4 That Armstrong caused his own personal assets to be
5 transferred to The Gerald Armstrong Corporation for adequate and
6 equivalent consideration.

7 Response to Request for Admission No. 16:

8 Denied.

9 Response to Interrogatory No. 17.1.16:

10 (a) Request No. 16.

11 (b) Armstrong has admitted under oath that he gave away all
12 of his assets in August, 1990, worth in his estimation more than
13 \$1,500,000, and that he received no monetary consideration in
14 return. He further testified that he gave some of these assets to
15 GAC. Investigation and Discovery into Armstrong's fraudulent
16 transfers are continuing.

17 (c) Gerald Armstrong, Michael Walton, Lorienne Phippeny,
18 a/k/a Bambi Sparks, Michael Douglas, Kima Douglas, Jerry Solvin,
19 Iolna Dossen, Lorrie Eaton, Andrew Armstrong.

20 (d) Objection. Every document that CSI is aware of has
21 already been produced to Armstrong or by Armstrong in the Main
22 Action, or consists of the transcripts of depositions at which
23 Armstrong and/or his attorney were present.

24 Reason Interrogatory Should Be Answered:

25 See all of Armstrong's reasons above why admissions needed,
26 and see all reasons above why interrogatories should be answered.
27 CSI has not answered this interrogatory at all. CSI has claimed
28 in its complaint in this action "Armstrong transferred his

1 material assets to GAC in 1988, at the time of his embarkation on
2 the campaign of harassment described herein, and with the
3 intention of preventing plaintiff from obtaining monetary relief
4 from Armstrong pursuant to the liquidated damages clause."
5 (Complaint, p. 5, 1.3 - 7) CSI also claimed that "In or about
6 February, 1990.....Fearing that plaintiff would seek to collect
7 the liquidated damages owed by his breaches, Armstrong....
8 fraudulently conveyed all of his property, including real property
9 located in Marin County, cash, and personal property to defendants
10 Michael Walton, the Gerald Armstrong Corporation, and DOES 1-100,
11 receiving no consideration in return." (Complaint p. 2, 1. 20 - 1.
12 27) CSI's response is evasive. It should answer the
13 interrogatory posed. CSI produced no documents in the Los Angeles
14 actions. Here CSI should specify and list out all the documents
15 on which it supports its response.

16 17.1.17:

17 Request for Admission No. 17:

18 That Armstrong did not transfer anything to The Gerald
19 Armstrong Corporation to evade payment of his lawful obligations.

20 Response to Request for Admission No. 17:

21 Denied.

22 Response to Interrogatory No. 17.1.17:

23 (a) Request No. 17.

24 (b) See Response to Interrogatory No. 17.1.15(b) [In or about
25 August, 1990, fearing collection actions by CSI because of his
26 past and anticipated breaches of the Agreement, Armstrong conveyed
27 real property, cash, and personal property to the Gerald Armstrong
28 Corporation ("GA"), Michael Walton, Lorie Phippeny, a/k/a Bambi

1 Sparks, Michael Douglas, and Kima Douglas. He also forgave
2 substantial debts owed to him by Jerry Solvin, Michael Walton,
3 Iolna Dossen, Lorrie Eaton and Andrew Armstrong.]

4 (c) See Response to Interrogatory No. 17.1.15(c) [Gerald
5 Armstrong, Michael Walton, Lorienne Phippeny, a/k/a Bambi Sparks,
6 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
7 Eaton, Andrew Armstrong.].

8 (d) See Response to Interrogatory No. 17.1.15(d) [See
9 response to Interrogatory 9.2 [The documents which support the
10 existence of the damages claimed in interrogatory 9.1 are:

11 Transcripts of the deposition testimony of defendants
12 Armstrong and Walton in this action and in the Main Action;
13 documents produced by defendants in this action; and documents in
14 the possession of Marin County as public records.].].

15 Reason Interrogatory Should Be Answered:

16 See all of Armstrong's reasons above why admissions needed,
17 and see all reasons above why interrogatories should be answered.
18 CSI has not answered this interrogatory at all. CSI stated in its
19 complaint that "Armstrong caused his personal assets to be
20 transferred to GAC without adequate consideration in order to
21 evade payment of his lawful obligations." (Complaint p. 4, l. 15)
22 CSI has neither stated a "legal obligation" it claims Armstrong
23 sought to evade paying, no one with knowledge of such an
24 obligation, and no documents supporting even the response it has
25 given. CSI should simply answer the interrogatory.

26 17.1.18:

27 Request for Admission No. 18:

28 That Armstrong has managed and operated TGAC since its

1 incorporation for the benefit of everyone.

2 Response to Request for Admission No. 18:

3 Plaintiff objects to this request for admission on the
4 grounds that it is irrelevant to the subject matter of the action.
5 Notwithstanding this objection, plaintiff responds as follows:

6 Denied.

7 Response to Interrogatory No. 17.1.18:

8 (a) Request No. 18.

9 (b) Objection. Plaintiff objects to this interrogatory on
10 the grounds that it requests information which is irrelevant to
11 the subject matter of this action. Notwithstanding this
12 objection, plaintiff responds as follows:

13 Plaintiff is not aware of anyone who has benefitted from
14 Armstrong's claimed management and operation of GA. Plaintiff
15 certainly has not received any benefit.

16 (c) Objection. Plaintiff objects to this interrogatory on
17 the grounds that it requests information which is irrelevant to
18 the subject matter of this action, and that the interrogatory is
19 vague and ambiguous as phrased, and incapable of response.

20 (d) Objection. Plaintiff objects to this interrogatory on
21 the grounds that it requests information which is irrelevant to
22 the subject matter of this action, and that the interrogatory is
23 vague and ambiguous as phrased, and incapable of response.

24 Reason Interrogatory Should Be Answered:

25 See all of Armstrong's reasons above why admissions needed,
26 and see all reasons above why interrogatories should be answered.
27 It is CSI which has made the requested information relevant in
28 this action. CSI has claimed in its complaint that "Armstrong has

1 controlled, dominated, managed and operated GAC since its
2 incorporation for his own personal benefit." (Complaint p. 4, l.
3 17). At the same time CSI claims that Armstrong transferred his
4 ownership of TGAC. TGAC is a peace organization. It has even
5 been a vehicle for Armstrong's attempts to bring peace to
6 Scientology's conflicts; thus contrary to its averment here,
7 plaintiff has also benefitted from Armstrong's management and
8 operation of TGAC. CSI should answer the interrogatory fully and
9 honestly.

10 17.1.19:

11 Request for Admission No. 19:

12 That Armstrong did not embark on any campaign of harassment
13 of plaintiff in 1988 and continuing thereafter.

14 Response to Request for Admission No. 19:

15 Denied.

16 Response to Interrogatory No. 17.1.19:

17 (a) Request No. 19.

18 (b) See Response to Interrogatory 17.1.1(b) [The facts
19 supporting Armstrong's breaches of the settlement agreement of
20 December, 1986 (the "Agreement") from February 1990 to the
21 present, are legion, and need not be recounted in their entirety
22 by plaintiff as Armstrong has already admitted to them in the
23 underlying action, in his answer to the complaint, in papers filed
24 with the court, in declaration after declaration, and in
25 deposition. Plaintiff objects that Armstrong's attempt to force
26 plaintiff to recite all of these facts again here is burdensome,
27 oppressive and interposed only to harass. Nonetheless, plaintiff
28 states that Armstrong began a series of actions to breach the

1 Agreement in February, 1990 by:

2 1. On February 10, 1990, filing a petition with the Second
3 District Court of Appeal seeking leave to oppose the Church's
4 appeal in violation of the Agreement;

5 2. On February 21, 1990, petitioning the Court of Appeal
6 for permission to file a brief in a case involving a third party's
7 attempt to unseal the records of the underlying action, and
8 attaching a copy of the Agreement, in violation of the Agreement;

9 3. On March 6, 1990, voluntarily appearing in Los Angeles
10 Superior Court and attempting to testify against plaintiff and
11 others in a case involving a third party, in violation of the
12 Agreement.

13 Additional actions by Armstrong in violation of the
14 Agreement, which constitute a series, are described in the Second
15 Amended Complaint filed in Church of Scientology International v.
16 Armstrong, Los Angeles Superior Court, Case No. BC 052395 (the
17 "Main Action"), a copy of which is attached hereto and
18 incorporated herein by reference. Investigation and discovery
19 into Armstrong's breaches are continuing.]. In addition,
20 Armstrong has admitted in deposition in the Main Action that he
21 began meeting with anti-church litigants, their attorneys and
22 their representatives as early as 1988 to aid them in litigation
23 against CSI and/or related entities, in violation of the
24 Agreement. Since 1988, Armstrong has sent multiple letters to CSI
25 and its attorneys, attempting to extort CSI into paying him still
26 more money by threatening CSI that he will spread still more lies
27 about CSI and related entities, and engage in further breaches of
28 the Agreement if CSI does not pay him. CSI naturally considers

1 this activity to be the harassment that it is. Investigation and
2 discovery into Armstrong's harassment are continuing.

3 (c) See Response to Interrogatory No. 17.1.1(c) [According to
4 Armstrong, the following persons received service of the documents
5 referred to in (b) (1) and (2), supra, and so are aware of
6 Armstrong's breaches. Their addresses are all known to Armstrong:
7 Gerald Armstrong; Toby L. Plevin; Eric M. Lieberman; Michael Lee
8 Hertzberg; Michael J. Flynn; Julia Dragojevic; Bowles & Moxon;
9 Paul Morantz; the court personnel of the Court of Appeal and the
10 Los Angeles Superior Court, whose names are presently unknown to
11 plaintiff; Lorientte Phippeny, a/k/a Bambi Sparks; Barry Van
12 Sickle. In addition, Armstrong is aware of each of the breaches
13 alleged in the Second Amended Complaint, and each of the persons
14 knowledgeable about those breaches, including their addresses.
15 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
16 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
17 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
18 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
19 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
20 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
21 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
22 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
23 Penney and Uwe Geertz.]

24 (d) See Response to Interrogatory No. 17.1.1(d) [The
25 documents evidencing Armstrong's breaches consist of documents
26 created by Armstrong, including letters, declarations,
27 "treatments," briefs and other documents, all of which are in the
28 possession of Armstrong and/or his counsel; the transcripts of

1 every deposition taken in the Main Action; and transcripts of the
2 deposition of Armstrong in the case of Hunziker v. Applied
3 Materials, Santa Clara Superior Court, Case No. 692629, together
4 with the documents produced by Armstrong in that case, which are
5 in the possession of John Elstead and Cynthia Remmers, whose
6 addresses are known to Armstrong.]].

7 Reason Interrogatory Should Be Answered:

8 See all of Armstrong's reasons above why admissions needed,
9 and see all reasons above why interrogatories should be answered.
10 CSI has not answered this interrogatory at all. Its response is
11 evasive. CSI has claimed in its complaint that in 1988 Armstrong
12 embarked on a campaign of harassment against the Scientology
13 organization. (Complaint p. 5, l. 4). CSI has repeated this claim
14 in its answer to this interrogatory, but has provided no facts, no
15 name of anyone knowledgeable of such facts, and lists no documents
16 supporting its response. What it has done is obliquely refer to
17 incidents which either never happened or happened years after
18 1988, and to letters which Armstrong never wrote or which said
19 none of the things CSI claims. CSI should answer the
20 interrogatory and be specific as to the facts, witnesses and
21 documents. Its responses to 17.1.1(b), (c) and (d) are completely
22 non-responsive to this interrogatory.

23 17.1.20:

24 Request for Admission No. 20:

25 That Armstrong has done nothing at any time for the purpose
26 of preventing plaintiff from obtaining monetary relief from him
27 pursuant to the liquidated damages clause of the Settlement
28 Agreement.

1 Response to Request for Admission No. 20:

2 Denied.

3 Response to Interrogatory No. 17.1.20:

4 (a) Request No. 20.

5 (b) See Response to Interrogatory No. 17.1.15(b) [In or
6 about August, 1990, fearing collection actions by CSI because of
7 his past and anticipated breaches of the Agreement, Armstrong
8 conveyed real property, cash, and personal property to the Gerald
9 Armstrong Corporation ("GA"), Michael Walton, Lorienne Phippeny,
10 a/k/a Bambi Sparks, Michael Douglas, and Kima Douglas. He also
11 forgave substantial debts owed to him by Jerry Solvin, Michael
12 Walton, Iolna Dossen, Lorrie Eaton and Andrew Armstrong.
13 Investigation into Armstrong's fraudulent transfers are
14 continuing.]

15 (c) See Response to Interrogatory No. 17.1.15(c) [Gerald
16 Armstrong, Michael Walton, Lorienne Phippeny, a/k/a Bambi Sparks,
17 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
18 Eaton, Andrew Armstrong.]

19 (d) See Response to Interrogatory No. 17.1.15(d) [See
20 response to Interrogatory 9.2 [The documents which support the
21 existence of the damages claimed in interrogatory 9.1 are:

22 Transcripts of the deposition testimony of defendants
23 Armstrong and Walton in this action and in the Main Action;
24 documents produced by defendants in this action; and documents in
25 the possession of Marin County as public records.]].

26 Reason Interrogatory Should Be Answered:

27 See all of Armstrong's reasons above why admissions needed,
28 and see all reasons above why interrogatories should be answered.

1 CSI has stated in its complaint that it "is informed and believes
2 and alleges that the transfer (subject of this action) was made
3 with a actual intent to hinder, delay or defraud plaintiff in the
4 collection of its damages." (Complaint p. 9, l. 9) CSI also
5 claims that defendants herein "agreed, and knowingly and willfully
6 conspired between themselves to hinder, delay and defraud
7 plaintiff in the collection of its damages." (Complaint p. 12, l.
8 7 - l. 10) CSI is attempting to avoid providing the facts,
9 witnesses thereto and documents supporting its response by
10 repeating the allegations in its complaint. That CSI only
11 regurgitates the fact of Armstrong transferring property and
12 forgiving debts may be dispositive of the conspiracy cause of
13 action. Therefore the requested information is relevant, and
14 plaintiff should answer fully and directly.

15 17.1.21:

16 Request for Admission No. 21:

17 That Armstrong did not begin in February 1990 to breach the
18 settlement agreement.

19 Response to Request for Admission No. 21:

20 Plaintiff objects to this request for admission on the
21 grounds that it is burdensome and oppressive. See response to
22 Request for Admission No. 1. [Denied]

23 Response to Interrogatory No. 17.1.21:

24 (No response. This interrogatory was not answered by
25 plaintiff because request for admission to which it refers was not
26 answered but objected to by plaintiff.)

27 Reason Interrogatory Should Be Answered:

28 See all of Armstrong's reasons above why admissions needed,

1 and see all reasons above why interrogatories should be answered.
2 Having incorporated its response to request for admission No. 1
3 (Denial) as its response to this request, plaintiff must answer
4 this interrogatory which follows from it. Plaintiff has accused
5 Armstrong of beginning to breach the settlement agreement in 1988,
6 1990 and 1991, and even as far back as 1986. It cannot,
7 therefore, dodge answering this interrogatory, since it has made
8 whenever Armstrong allegedly began breaching the subject agreement
9 so relevant to its case. It must not be lost sight of that
10 plaintiff is claiming several million dollars in damages in this
11 action, as well as in the Los Angeles actions. That gargantuan
12 claim requires gargantuan proof.

13 17.1.22:

14 Request for Admission No. 22:

15 That Armstrong did not transfer any property to Michael
16 Walton with an intent to hinder, delay or defraud plaintiff in the
17 collection of its damages.

18 Response to Request for Admission No. 22:

19 Denied.

20 Response to Interrogatory No. 17.1.21:

21 (a) Request No. 22.

22 (b) See Response to Interrogatory No. 17.1.15(b) [In or
23 about August, 1990, fearing collection actions by CSI because of
24 his past and anticipated breaches of the Agreement, Armstrong
25 conveyed real property, cash, and personal property to the Gerald
26 Armstrong Corporation ("GA"), Michael Walton, Lorraine Phippeny,
27 a/k/a Bambi Sparks, Michael Douglas, and Kima Douglas. He also
28 forgave substantial debts owed to him by Jerry Solvin, Michael

1 Walton, Iolna Dossen, Lorrie Eaton and Andrew Armstrong.
2 Investigation into Armstrong's fraudulent transfers are
3 continuing.]].

4 (c) See Response to Interrogatory No. 17.1.15(c) [Gerald
5 Armstrong, Michael Walton, Lorie Phippeny, a/k/a Bambi Sparks,
6 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
7 Eaton, Andrew Armstrong.]].

8 (d) See Response to Interrogatory No. 17.1.15(d) [See
9 response to Interrogatory 9.2 [The documents which support the
10 existence of the damages claimed in interrogatory 9.1 are:

11 Transcripts of the deposition testimony of defendants
12 Armstrong and Walton in this action and in the Main Action;
13 documents produced by defendants in this action; and documents in
14 the possession of Marin County as public records.]].

15 Reason Interrogatory Should Be Answered:

16 See all of Armstrong's reasons above why admissions needed,
17 and see all reasons above why interrogatories should be answered.
18 See particularly Armstrong reason above why interrogatory 17.1.20
19 should be answered. Armstrong's intent regarding any property
20 transfers to Michael Walton is central to CSI's conspiracy cause
21 of action. Here, CSI has merely recited its broad allegation from
22 its complaint, and provided no facts, no witnesses and no list of
23 documents supporting its reponse.

24 17.1.23:

25 Request for Admission No. 23:

26 That plaintiff has not been damaged in any way or manner
27 whatsoever by any alleged breaches of the Settlement Agreement by
28 Armstrong at any time.

1 Response to Request for Admission No. 23:

2 Plaintiff objects to this request for admission on the
3 grounds that it is irrelevant to the subject matter of the action.

4 Reason admission needed:

5 See reasons for 3, 6, 7, 8, 9, 10, 11, 12 and 13, above.

6 There must be a reasonable relationship between liquidated and
7 actual damages, which relationship requires proof. McCarthy v.
8 Tally, (1956) 45 C.2d 577, 586, 297 P.2 950. What must be proved
9 is the impracticability of fixing the actual damage and that the
10 sum agreed to (per CSI, \$50,000.00 per Armstrong utterance, and
11 nothing per CSI utterance) represented a reasonable endeavor to
12 ascertain what such damages would be. Armstrong has maintained
13 throughout the post-settlement litigation that no endeavor was
14 made to ascertain from him what Scientology's damages should be
15 whenever he speaks its name or talks to someone about seventeen
16 years of his life. He has also maintained that the actual damages
17 to CSI or any other Scientology entity have never been
18 impracticable to calculate and are in all circumstances zero.
19 Defendant seeks information with this request to prove this fact.
20 Moreover, if it is shown that actual damages for each alleged
21 breach is indeed zero it will support Armstrong's position that a
22 condition to enforceability of liquidated damages -
23 impracticability of fixing actual damages - is not met. If there
24 is no reasonable relationship, the claim of several million
25 dollars in liquidated damages must fall. If there are no monetary
26 damages owed by defendant, there is no claim. A claim is a
27 prerequisite to maintaining a cause of action for fraudulent
28 conveyance. Therefore, this information is relevant enough to

1 potentially dispose of this action completely. Defendant can
2 invalidate the liquidated damages clause by establishing that the
3 provision was unreasonable under the circumstances existing at the
4 time the "agreement" was made. All the circumstances are
5 considered in determining unreasonableness. (Law. Rev. Com.
6 Comment to C.C.P. Sec. 1671(b) CSI's objection, therefore, is
7 unfounded. Armstrong also maintains that by speaking and
8 exercising his Constitutional rights he was acting pursuant to
9 Scientology's own "creed" which states that "all men have
10 inalienable rights to think freely, to talk freely, to write
11 freely their opinions and to counter or utter or write upon the
12 opinions of others.....And that no agency less than God has the
13 power to suspend or set aside these rights, overtly or covertly."
14 Armstrong maintains, moreover, that Scientology and its members
15 were not injured by his following that part of Scientology's own
16 creed, but that Scientology and Scientologists are injured by the
17 efforts of its leadership to covertly and overtly suspend or set
18 aside that right. Armstrong maintains that God has not suspended
19 or set aside his rights, and indeed He urges Armstrong to speak
20 and in fact speak out on behalf of those individuals whose similar
21 inalienable rights Scientology's leadership has sought to suspend
22 or set aside. CSI has claimed in its pleadings filed in this
23 action and the underlying Los Angeles action that it is a
24 "religious corporation," and claims, moreover, the special
25 privileges in litigation granted to religions. The sincerity of
26 the persons forming the new Guardian's Office (the Office of
27 Special Affairs, or OSA), the entity which interfaces with
28 Armstrong and runs the organization's litigation and its other

1 secular activities, as to the organization's claimed beliefs is
2 therefore relevant. Armstrong contends that these people, by
3 attempting through this litigation to usurp God's Function,
4 demonstrate the insincerity of their publicly pronounced beliefs.
5 Armstrong has maintained from August, 1990, the time of his
6 renunciation, that he was guided therein by God.

7 Response to Interrogatory No. 17.1.23:

8 (No response. This interrogatory was not answered by
9 plaintiff because the request for admission to which it refers was
10 not answered but objected to by plaintiff.)

11 Reason Interrogatory Should Be Answered:

12 See all of Armstrong's reasons above why admissions needed,
13 and see all reasons above why interrogatories should be answered.
14 Since the request for admission should be answered, so should this
15 interrogatory.

16 17.1.24:

17 Request for Admission No. 24:

18 That Armstrong did receive adequate consideration in exchange
19 for every property transfer in which he has been involved as
20 alleged in the complaint.

21 Response to Request for Admission No. 24:

22 Denied.

23 Response to Interrogatory No. 17.1.24:

24 (a) Request No. 24.

25 (b) See Response to Interrogatory No. 17.1.16(b) [Armstrong
26 has admitted under oath that he gave away all of his assets in
27 August, 1990, worth in his estimation more than \$1,500,000, and
28 that he received no monetary consideration in return. He further

1 testified that he gave some of these assets to GAC. Investigation
2 and Discovery into Armstrong's fraudulent transfers are
3 continuing.]].

4 (c) See Response to Interrogatory No. 17.1.16(c) [Gerald
5 Armstrong, Michael Walton, Lorient Phippeny, a/k/a Bambi Sparks,
6 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
7 Eaton, Andrew Armstrong.]].

8 (d) See Response to Interrogatory No. 17.1.16(d) [Objection.
9 Every document that CSI is aware of has already been produced to
10 Armstrong or by Armstrong in the Main Action, or consists of the
11 transcripts of depositions at which Armstrong and/or his attorney
12 were present.]].

13 Reason Interrogatory Should Be Answered:

14 See all of Armstrong's reasons above why admissions needed,
15 and see all reasons above why interrogatories should be answered.
16 CSI's reliance on its answers to interrogatory 17.1.16, parts (b),
17 (c) and (d) is evasive and does not answer this interrogatory.
18 Consideration is central to this action, and Armstrong has
19 maintained throughout this case that he did receive adequate
20 consideration for every transfer in which he has been involved.
21 CSI cannot, therefore, dodge this issue, and should answer fully
22 and directly. CSI did not produce any documents in the Los
23 Angeles actions.

24 17.1.25:

25 Request for Admission No. 25:

26 That Armstrong has never informed anyone that he had a
27 vendetta against plaintiff.

28 Response to Request for Admission No. 25:

1 Plaintiff objects to this request for admission on the
2 grounds that it is irrelevant to the subject matter of the action.
3 Notwithstanding this objection, plaintiff responds as follows:

4 Denied.

5 Response to Interrogatory No. 17.1.25:

6 (a) Request No. 25.

7 (b) Armstrong has, for years now, broadcast his vendetta
8 against CSI to anyone who will listen to him. He has expressed
9 his vendetta to the courts, the press and in letters to
10 plaintiff's counsel and others which date from June, 1991 to
11 August, 1993. Investigation and discovery into Armstrong's
12 vendetta are continuing.

13 (c) Gerald Armstrong, Ford Greene, Eric Lieberman, Andrew
14 Wilson, Laurie Bartilson, Joseph Yanny, Vicki Aznaran, Richard
15 Aznaran, John Elstead, James Rummond, Cynthia Remmers, Toby
16 Plevin, Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright,
17 Jerry Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling,
18 Jerry Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
19 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
20 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
21 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Uwe
22 Geertz, Steven Fishman, Robert Penney, members of the Cult
23 Awareness Network whose identities are unknown to plaintiff but
24 known to Armstrong, radio, television, magazine and newspaper
25 reporters whose identities are unknown to plaintiff but known to
26 Armstrong, and members of the general public whose identities are
27 unknown to plaintiff.

28 (d) Objection. Every document that CSI is aware of has

1 already been produced to Armstrong or by Armstrong in the Main
2 Action, or consists of the transcripts of depositions at which
3 Armstrong and/or his attorney were present.

4 Reason Interrogatory Should Be Answered:

5 See all of Armstrong's reasons above why admissions needed,
6 and see all reasons above why interrogatories should be answered.
7 CSI produced no documents to Armstrong in the Los Angeles action.
8 This answer is non-responsive and evasive. Plaintiff states in
9 its complaint that "Armstrong had informed defendant Walton of his
10 vendetta against plaintiff and all Churches of Scientology."
11 Plaintiff appears to have answered another question. This
12 interrogatory calls for exactly what facts the response is based
13 on. Here CSI has merely reasserted that Armstrong broadcast his
14 vendetta to anyone who would listen and provided no facts; what
15 was said to whom when that constitutes this "vendetta?" Armstrong
16 maintains that anything he said to anyone was only in response to
17 CSI's vendetta. See, e.g., eighth affirmative defense (Estoppel)
18 and ninth affirmative defense (Waiver) in Armstrong's verified
19 answer. Armstrong also maintains that it is not a vendetta he was
20 carrying out, but carrying out the creed of a Scientologist by
21 speaking out against the usurpation of God's Function in the
22 world. Armstrong maintains that whatever he has said or written
23 concerning such usurpation will show that he was carrying out that
24 creed, and was assisting Scientology and Scientologists. See,
25 e.g., first affirmative defense (Religion) in Armstrong's verified
26 answer. Since Armstrong's defense of religious freedom would be
27 dispositive of this action, the requested information, the
28 identity, etc. of all persons who know anything about anything

1 concerning any piece of said "vendetta," and all documents that
2 support plaintiff's response concerning said "vendetta" are
3 relevant.

4 17.1.26:

5 Request for Admission No. 26:

6 That Armstrong has never had a vendetta against plaintiff.

7 Response to Request for Admission No. 26:

8 Plaintiff objects to this request for admission on the
9 grounds that it is irrelevant to the subject matter of the action.
10 Notwithstanding this objection, plaintiff responds as follows:

11 Denied.

12 Response to Interrogatory No. 17.1.26:

13 (a) Request No. 26.

14 (b) See Response to Interrogatory No. 17.1.25(b) [Armstrong
15 has, for years now, broadcast his vendetta against CSI to anyone
16 who will listen to him. He has expressed his vendetta to the
17 courts, the press and in letters to plaintiff's counsel and others
18 which date from June, 1991 to August, 1993. Investigation and
19 discovery into Armstrong's vendetta are continuing.]

20 (c) See Response to Interrogatory No. 17.1.25(c) [Gerald
21 Armstrong, Ford Greene, Eric Lieberman, Andrew Wilson, Laurie
22 Bartilson, Joseph Yanny, Vicki Aznaran, Richard Aznaran, John
23 Elstead, James Rummond, Cynthia Remmers, Toby Plevin, Bent
24 Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry Fagelbaum,
25 David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry Whitfield, Hana
26 Whitfield, Spanky Taylor, Kirk Seidel, Larry Wollersheim, Richard
27 Behar, Paul Morantz, Graham Berry, Gordon Calhoun, Stuart Cutler,
28 Anthony Laing, Kent Burtner, Margaret Singer, Daniel Leipold,

1 Kenneth Woodward, Charles Fleming, Uwe Geertz, Steven Fishman,
2 Robert Penney, members of the Cult Awareness Network whose
3 identities are unknown to plaintiff but known to Armstrong, radio,
4 television, magazine and newspaper reporters whose identities are
5 unknown to plaintiff but known to Armstrong, and members of the
6 general public whose identities are unknown to plaintiff.].

7 (d) See Response to Interrogatory No. 17.1.25(d) [Objection.
8 Every document that CSI is aware of has already been produced to
9 Armstrong or by Armstrong in the Main Action, or consists of the
10 transcripts of depositions at which Armstrong and/or his attorney
11 were present.].

12 Reason Interrogatory Should Be Answered:

13 See all of Armstrong's reasons above why admissions needed,
14 and see all reasons above why interrogatories should be answered.
15 See particularly reason why interrogatory 17.1.25 should be
16 answered. This answer is evasive and non-responsive.

17 17.1.27:

18 Request for Admission No. 27:

19 That Armstrong's transfer of shares of stock in The Gerald
20 Armstrong Corporation to anyone at any time was not done with any
21 intent, actual or not, to hinder, delay or defraud plaintiff in
22 the collection of its damages.

23 Response to Request for Admission No. 27:

24 Denied.

25 Response to Interrogatory No. 17.1.27:

26 (a) Request No. 27.

27 (b) See Response to Interrogatory No. 17.1.15(b) [In or
28 about August, 1990, fearing collection actions by CSI because of

1 his past and anticipated breaches of the Agreement, Armstrong
2 conveyed real property, cash, and personal property to the Gerald
3 Armstrong Corporation ("GA"), Michael Walton, Lorianne Phippeny,
4 a/k/a Bambi Sparks, Michael Douglas, and Kima Douglas. He also
5 forgave substantial debts owed to him by Jerry Solvin, Michael
6 Walton, Iolna Dossen, Lorrie Eaton and Andrew Armstrong.
7 Investigation into Armstrong's fraudulent transfers are
8 continuing.]].

9 (c) See Response to Interrogatory No. 17.1.15(c) [Gerald
10 Armstrong, Michael Walton, Lorianne Phippeny, a/k/a Bambi Sparks,
11 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
12 Eaton, Andrew Armstrong.]].

13 (d) See Response to Interrogatory No. 17.1.15(d) [See
14 response to Interrogatory 9.2 [The documents which support the
15 existence of the damages claimed in interrogatory 9.1 are:

16 Transcripts of the deposition testimony of defendants
17 Armstrong and Walton in this action and in the Main Action;
18 documents produced by defendants in this action; and documents in
19 the possession of Marin County as public records.]].

20 Reason Interrogatory Should Be Answered:

21 See all of Armstrong's reasons above why admissions needed,
22 and see all reasons above why interrogatories should be answered.
23 Plaintiff's answer is non-responsive and evasive. It is
24 unacceptable to simply repeat the broad allegation that Armstrong
25 transferred his property. This interrogatory focuses on intent,
26 and plaintiff should provide the facts on which it bases its
27 allegations concerning Armstrong's intent.

28

1 17.1.28:

2 Request for Admission No. 28:

3 That Armstrong has not transferred any property at any time
4 for the purpose of rendering himself judgment-proof.

5 Response to Request for Admission No. 28:

6 Denied.

7 Response to Interrogatory No. 17.1.28:

8 (a) Request No. 28.

9 (b) See Response to Interrogatory Nos. 17.1.14(b)

10 [Armstrong's fear of collection actions may be reasonably inferred
11 from his actions and statements at the time that he conveyed his
12 assets and subsequent to that time.] and 17.1.15(b) [In or about
13 August, 1990, fearing collection actions by CSI because of his
14 past and anticipated breaches of the Agreement, Armstrong conveyed
15 real property, cash, and personal property to the Gerald Armstrong
16 Corporation ("GA"), Michael Walton, Lorraine Phippeny, a/k/a Bambi
17 Sparks, Michael Douglas, and Kima Douglas. He also forgave
18 substantial debts owed to him by Jerry Solvin, Michael Walton,
19 Iolna Dossen, Lorrie Eaton and Andrew Armstrong. Investigation
20 into Armstrong's fraudulent transfers are continuing.].

21 (c) See Response to Interrogatory Nos. 17.1.14(c) [See
22 response to Interrogatory 17.1.1(c) [According to Armstrong, the
23 following persons received service of the documents referred to in
24 (b) (1) and (2), supra, and so are aware of Armstrong's breaches.
25 Their addresses are all known to Armstrong: Gerald Armstrong;
26 Toby L. Plevin; Eric M. Lieberman; Michael Lee Hertzberg; Michael
27 J. Flynn; Julia Dragojevic; Bowles & Moxon; Paul Morantz; the
28 court personnel of the Court of Appeal and the Los Angeles

1 Superior Court, whose names are presently unknown to plaintiff;
2 Lorianne Phippeny, a/k/a Bambi Sparks; Barry Van Sickle. In
3 addition, Armstrong is aware of each of the breaches alleged in
4 the Second Amended Complaint, and each of the persons
5 knowledgeable about those breaches, including their addresses.
6 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
7 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
8 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
9 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
10 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
11 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
12 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
13 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
14 Penney and Uwe Geertz.].] and 17.1.15(c) [Gerald Armstrong,
15 Michael Walton, Lorianne Phippeny, a/k/a Bambi Sparks, Michael
16 Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie Eaton,
17 Andrew Armstrong.].

18 (d) See Response to Interrogatory Nos. 17.1.14(d) [See
19 response to Interrogatories 17.1.1(d) [The documents evidencing
20 Armstrong's breaches consist of documents created by Armstrong,
21 including letters, declarations, "treatments," briefs and other
22 documents, all of which are in the possession of Armstrong and/or
23 his counsel; the transcripts of every deposition taken in the Main
24 Action; and transcripts of the deposition of Armstrong in the case
25 of Hunziker v. Applied Materials, Santa Clara Superior Court, Case
26 No. 692629, together with the documents produced by Armstrong in
27 that case, which are in the possession of John Elstead and Cynthia
28 Remmers, whose addresses are known to Armstrong.] and 17.1.2(d)

1 [Deposition of Gerald Armstrong, June 24, 1993, in the Main
2 Action; Declaration of Gerald Armstrong dated December 25, 1990;
3 Declaration of Gerald Armstrong dated November 17, 1991;
4 Declaration of Gerald Armstrong dated March 16, 1992.].] and
5 17.1.15(d) [See response to Interrogatory 9.2 [The documents which
6 support the existence of the damages claimed in interrogatory 9.1
7 are:

8 Transcripts of the deposition testimony of defendants
9 Armstrong and Walton in this action and in the Main Action;
10 documents produced by defendants in this action; and documents in
11 the possession of Marin County as public records.].].

12 Reason Interrogatory Should Be Answered:

13 See all of Armstrong's reasons above why admissions needed,
14 and see all reasons above why interrogatories should be answered.
15 Plaintiff's answer is non-responsive and evasive. It is
16 unacceptable to simply repeat the broad allegation that Armstrong
17 transferred his property. This interrogatory focuses on purpose
18 and plaintiff should provide the facts on which it bases its
19 allegations concerning Armstrong's purpose.

20 17.1.29:

21 Request for Admission No. 29:

22 That Armstrong received reasonably equivalent value in
23 exchange for his interest in any assets he transferred at any
24 time.

25 Response to Request for Admission No. 29:

26 Denied.

27 Armstrong has admitted under oath that he gave away all of his
28 assets in August, 1990, worth in his estimation more than

1 \$1,500,000, and that he received no monetary consideration in
2 return. He further testified that he gave some of these assets to
3 GAC. Investigation and Discovery into Armstrong's fraudulent
4 transfers are continuing.

5 (c) Gerald Armstrong, Michael Walton, Lorienne Phippeny,
6 a/k/a Bambi Sparks, Michael Douglas, Kima Douglas, Jerry Solvin,
7 Iolna Dossen, Lorrie Eaton, Andrew Armstrong.

8 (d) Objection. Every document that CSI is aware of has
9 already been produced to Armstrong or by Armstrong in the Main
10 Action, or consists of the transcripts of depositions at which
11 Armstrong and/or his attorney were present.

12 Response to Interrogatory No. 17.1.29:

13 (a) Request No. 29.

14 (b) See Response to Interrogatory No. 17.1.16(b) [Armstrong
15 has admitted under oath that he gave away all of his assets in
16 August, 1990, worth in his estimation more than \$1,500,000, and
17 that he received no monetary consideration in return. He further
18 testified that he gave some of these assets to GAC. Investigation
19 and Discovery into Armstrong's fraudulent transfers are
20 continuing.]

21 (c) See Response to Interrogatory No. 17.1.16(c) [Gerald
22 Armstrong, Michael Walton, Lorienne Phippeny, a/k/a Bambi Sparks,
23 Michael Douglas, Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie
24 Eaton, Andrew Armstrong.]

25 (d) See Response to Interrogatory No. 17.1.16(d)
26 [uObjection. Every document that CSI is aware of has already been
27 produced to Armstrong or by Armstrong in the Main Action, or
28 consists of the transcripts of depositions at which Armstrong

1 and/or his attorney were present.]

2 Reason Interrogatory Should Be Answered:

3 See all of Armstrong's reasons above why admissions needed,
4 and see all reasons above why interrogatories should be answered.
5 Plaintiff's answer is non-responsive and evasive. Armstrong
6 testified that he transferred his assets in August, 1990 because
7 he was guided by God to do so. What facts, therefore, does CSI
8 have on which it bases its allegation that the exchange Armstrong
9 received was not reasonably equivalent. Armstrong has maintained
10 that what he received in exchange is beyond price. What facts
11 does CSI have which show that this is not the case? Who does CSI
12 have as a witness to its charge that what Armstrong received in
13 exchange for his transfers of property was not beyond price? What
14 documents does CSI know of that show that what Armstrong received
15 in exchange was not reasonably equivalent? CSI cannot merely not
16 respond by pretending that the only thing in the world of value is
17 money. Armstrong has maintained throughout this action that his
18 1988 transfer of his office equipment and certain works and rights
19 to TGAC for 100% ownership of TGAC was a matter of reasonable
20 fiscal equivalency. CSI has provided no facts on which it bases
21 its allegation that this was a transfer without reasonable
22 exchange. CSI produced no documents to Armstrong in the Los
23 Angeles actions. CSI should answer this interrogatory fully and
24 directly.

25 17.1.30:

26 Request for Admission No. 30:

27 That The Gerald Armstrong Corporation is not a sham
28 corporation.

1 Response to Request for Admission No. 30:

2 Denied.

3 Response to Interrogatory No. 17.1.30:

4 (a) Request No. 30.

5 (b) Armstrong owns GA and controls it as his alter ego.

6 Armstrong created the Gerald Armstrong Corporation ("GA") in 1990
7 as his alter ego. He is GA's sole officer and its sole employee.
8 GA has one bank account, and Armstrong is the sole signatory of
9 that bank account. The bank account comprises GAC's only cash
10 asset. Since GAC's incorporation there has been only one
11 shareholder's meeting, in 1991. Gerald Armstrong was present at
12 that meeting. Armstrong has estimated the value of GAC's non-cash
13 assets to be \$1,000,000,000. These assets consist of inventions,
14 writings and art work of Armstrong. Investigation and discovery
15 into the sham nature of GAC are continuing.

16 (c) Gerald Armstrong, Ford Greene, Andrew Armstrong, Michael
17 Walton, Tom McPherson, Joseph Yanny, Toby Plevin, Michael Douglas,
18 Kima Douglas, Anthony Armstrong, Lorientie Phippeny a/k/a Bambi
19 Sparks, Nancy Rodes, Michael Dick, Trevor Dick, Colin Dick.

20 (d) Objection. Every document that CSI is aware of has
21 already been produced to Armstrong or by Armstrong in the Main
22 Action, or consists of the transcripts of depositions at which
23 Armstrong and/or his attorney were present.

24 Reason Interrogatory Should Be Answered:

25 See all of Armstrong's reasons above why admissions needed,
26 and see all reasons above why interrogatories should be answered.
27 This answer is unacceptable. None of the "facts" plaintiff has
28 stated here are in any way related to any "sham." No documents

1 were produced by plaintiff to Armstrong in the Los Angeles action,
2 and whatever documents CSI is aware of that support its response
3 should be specified and listed out. CSI should answer this
4 interrogatory truthfully, directly and completely.

5 17.1.31:

6 Request for Admission No. 31:

7 That The Gerald Armstrong Corporation does not exist solely
8 so that Armstrong may be judgment proof.

9 Response to Request for Admission No. 31:

10 Denied.

11 Response to Interrogatory No. 17.1.31:

12 (a) Request No. 31.

13 (b) See Response to Interrogatory No. 17.1.30(b) [Armstrong
14 owns GA and controls it as his alter ego. Armstrong created the
15 Gerald Armstrong Corporation ("GA") in 1990 as his alter ego. He
16 is GA's sole officer and its sole employee. GA has one bank
17 account, and Armstrong is the sole signatory of that bank account.
18 The bank account comprises GAC's only cash asset. Since GAC's
19 incorporation there has been only one shareholder's meeting, in
20 1991. Gerald Armstrong was present at that meeting. Armstrong
21 has estimated the value of GAC's non-cash assets to be
22 \$1,000,000,000. These assets consist of inventions, writings and
23 art work of Armstrong. Investigation and discovery into the sham
24 nature of GAC are continuing.]

25 (c) See Response to Interrogatory No. 17.1.30(c) [Gerald
26 Armstrong, Ford Greene, Andrew Armstrong, Michael Walton, Tom
27 McPherson, Joseph Yanny, Toby Plevin, Michael Douglas, Kima
28 Douglas, Anthony Armstrong, Lorienne Phippeny a/k/a Bambi Sparks,

1 Nancy Rodes, Michael Dick, Trevor Dick, Colin Dick.].

2 (d) See Response to Interrogatory No. 17.1.30(d) [Objection.
3 Every document that CSI is aware of has already been produced to
4 Armstrong or by Armstrong in the Main Action, or consists of the
5 transcripts of depositions at which Armstrong and/or his attorney
6 were present.].

7 Reason Interrogatory Should Be Answered:

8 See all of Armstrong's reasons above why admissions needed,
9 and see all reasons above why interrogatories should be answered.
10 This answer is unacceptable. None of the "facts" plaintiff has
11 stated in response to interrogatory no. 17.1.30 above are in any
12 way related to TGAC existing solely to make Armstrong judgment
13 proof. No documents were produced by plaintiff to Armstrong in
14 the Los Angeles action, and whatever documents CSI is aware of
15 that support its response should be specified and listed out. CSI
16 should answer this interrogatory truthfully, directly and
17 completely.

18 17.1.32:

19 Request for Admission No. 32:

20 That Armstrong has never knowingly conspired with anyone at
21 any time named in the complaint to engage in conduct hindering,
22 delaying and defrauding plaintiff in the collection of its
23 damages, whether real or not.

24 Response to Request for Admission No. 32:

25 Denied.

26 Response to Interrogatory No. 17.1.32:

27 (a) Request No. 32.

28 (b) See Responses to Interrogatory Nos. 17.1.14(b)

1 [Armstrong's fear of collection actions may be reasonably inferred
2 from his actions and statements at the time that he conveyed his
3 assets and subsequent to that time.], 17.1.15(b) [In or about
4 August, 1990, fearing collection actions by CSI because of his
5 past and anticipated breaches of the Agreement, Armstrong conveyed
6 real property, cash, and personal property to the Gerald Armstrong
7 Corporation ("GA"), Michael Walton, Lorianne Phippeny, a/k/a Bambi
8 Sparks, Michael Douglas, and Kima Douglas. He also forgave
9 substantial debts owed to him by Jerry Solvin, Michael Walton,
10 Iolna Dossen, Lorrie Eaton and Andrew Armstrong. Investigation
11 into Armstrong's fraudulent transfers are continuing.] and
12 17.1.30(b) [Armstrong owns GA and controls it as his alter ego.
13 Armstrong created the Gerald Armstrong Corporation ("GA") in 1990
14 as his alter ego. He is GA's sole officer and its sole employee.
15 GA has one bank account, and Armstrong is the sole signatory of
16 that bank account. The bank account comprises GAC's only cash
17 asset. Since GAC's incorporation there has been only one
18 shareholder's meeting, in 1991. Gerald Armstrong was present at
19 that meeting. Armstrong has estimated the value of GAC's non-cash
20 assets to be \$1,000,000,000. These assets consist of inventions,
21 writings and art work of Armstrong. Investigation and discovery
22 into the sham nature of GAC are continuing.]

23 (c) See Responses to Interrogatory Nos. 17.1.14(c) [See
24 response to Interrogatory 17.1.1(c) [According to Armstrong, the
25 following persons received service of the documents referred to in
26 (b) (1) and (2), supra, and so are aware of Armstrong's breaches.
27 Their addresses are all known to Armstrong: Gerald Armstrong;
28 Toby L. Plevin; Eric M. Lieberman; Michael Lee Hertzberg; Michael

1 J. Flynn; Julia Dragojevic; Bowles & Moxon; Paul Morantz; the
2 court personnel of the Court of Appeal and the Los Angeles
3 Superior Court, whose names are presently unknown to plaintiff;
4 Lorianne Phippeny, a/k/a Bambi Sparks; Barry Van Sickle. In
5 addition, Armstrong is aware of each of the breaches alleged in
6 the Second Amended Complaint, and each of the persons
7 knowledgeable about those breaches, including their addresses.
8 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
9 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
10 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
11 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
12 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
13 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
14 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
15 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
16 Penney and Uwe Geertz.].], 17.1.15(c) [Gerald Armstrong, Michael
17 Walton, Lorianne Phippeny, a/k/a Bambi Sparks, Michael Douglas,
18 Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie Eaton, Andrew
19 Armstrong.] and 17.1.30(c) [Gerald Armstrong, Ford Greene, Andrew
20 Armstrong, Michael Walton, Tom McPherson, Joseph Yanny, Toby
21 Plevin, Michael Douglas, Kima Douglas, Anthony Armstrong, Lorianne
22 Phippeny a/k/a Bambi Sparks, Nancy Rodes, Michael Dick, Trevor
23 Dick, Colin Dick.].

24 (d) See Responses to Interrogatory Nos. 17.1.14(d) [See
25 response to Interrogatories 17.1.1(d) [The documents evidencing
26 Armstrong's breaches consist of documents created by Armstrong,
27 including letters, declarations, "treatments," briefs and other
28 documents, all of which are in the possession of Armstrong and/or

1 his counsel; the transcripts of every deposition taken in the Main
2 Action; and transcripts of the deposition of Armstrong in the case
3 of Hunziker v. Applied Materials, Santa Clara Superior Court, Case
4 No. 692629, together with the documents produced by Armstrong in
5 that case, which are in the possession of John Elstead and Cynthia
6 Remmers, whose addresses are known to Armstrong.] and 17.1.2(d)
7 [Deposition of Gerald Armstrong, June 24, 1993, in the Main
8 Action; Declaration of Gerald Armstrong dated December 25, 1990;
9 Declaration of Gerald Armstrong dated November 17, 1991;
10 Declaration of Gerald Armstrong dated March 16, 1992.].],
11 17.1.15(d) [See response to Interrogatory 9.2 [The documents which
12 support the existence of the damages claimed in interrogatory 9.1
13 are:

14 Transcripts of the deposition testimony of defendants
15 Armstrong and Walton in this action and in the Main Action;
16 documents produced by defendants in this action; and documents in
17 the possession of Marin County as public records.].] and
18 17.1.30(d) [Objection. Every document that CSI is aware of has
19 already been produced to Armstrong or by Armstrong in the Main
20 Action, or consists of the transcripts of depositions at which
21 Armstrong and/or his attorney were present.].

22 Reason Interrogatory Should Be Answered:

23 See all of Armstrong's reasons above why admissions needed,
24 and see all reasons above why interrogatories should be answered.
25 CSI's answer is non-responsive and evasive. It has produced no
26 documents to Armstrong in the Los Angeles actions. This
27 interrogatory focuses on CSI's charge in its complaint that
28 Armstrong conspired with persons to hinder, delay and defraud CSI.

1 CSI here has merely listed Armstrong's acts pursuant to
2 Scientology's own creed which he took to expose the usurpation of
3 God's Function. CSI should answer this interrogatory concerning
4 conspiracy to do something other than what was done pursuant to
5 Scientology's creed, and it should answer fully and directly.

6 17.1.33:

7 Request for Admission No. 33:

8 That Armstrong did not at any time do any of the things
9 alleged by plaintiff in its complaint intentionally, willfully,
10 fraudulently and/or maliciously to defraud and oppress plaintiff.

11 Response to Request for Admission No. 33:

12 Denied.

13 Response to Interrogatory No. 17.1.33:

14 (a) Request No. 33.

15 (b) See Responses to Interrogatory Nos. 17.1.14(b)

16 [Armstrong's fear of collection actions may be reasonably inferred
17 from his actions and statements at the time that he conveyed his
18 assets and subsequent to that time.], 17.1.15(b) [In or about
19 August, 1990, fearing collection actions by CSI because of his
20 past and anticipated breaches of the Agreement, Armstrong conveyed
21 real property, cash, and personal property to the Gerald Armstrong
22 Corporation ("GA"), Michael Walton, Lorraine Phippeny, a/k/a Bambi
23 Sparks, Michael Douglas, and Kima Douglas. He also forgave
24 substantial debts owed to him by Jerry Solvin, Michael Walton,
25 Iolna Dossen, Lorrie Eaton and Andrew Armstrong. Investigation
26 into Armstrong's fraudulent transfers are continuing.], 17.1.19(b)
27 [See Response to Interrogatory 17.1.1(b) [The facts supporting
28 Armstrong's breaches of the settlement agreement of December, 1986

1 (the "Agreement") from February 1990 to the present, are legion,
2 and need not be recounted in their entirety by plaintiff as
3 Armstrong has already admitted to them in the underlying action,
4 in his answer to the complaint, in papers filed with the court, in
5 declaration after declaration, and in deposition. Plaintiff
6 objects that Armstrong's attempt to force plaintiff to recite all
7 of these facts again here is burdensome, oppressive and interposed
8 only to harass. Nonetheless, plaintiff states that Armstrong
9 began a series of actions to breach the Agreement in February,
10 1990 by:

11 1. On February 10, 1990, filing a petition with the Second
12 District Court of Appeal seeking leave to oppose the Church's
13 appeal in violation of the Agreement;

14 2. On February 21, 1990, petitioning the Court of Appeal
15 for permission to file a brief in a case involving a third party's
16 attempt to unseal the records of the underlying action, and
17 attaching a copy of the Agreement, in violation of the Agreement;

18 3. On March 6, 1990, voluntarily appearing in Los Angeles
19 Superior Court and attempting to testify against plaintiff and
20 others in a case involving a third party, in violation of the
21 Agreement.

22 Additional actions by Armstrong in violation of the
23 Agreement, which constitute a series, are described in the Second
24 Amended Complaint filed in Church of Scientology International v.
25 Armstrong, Los Angeles Superior Court, Case No. BC 052395 (the
26 "Main Action"), a copy of which is attached hereto and
27 incorporated herein by reference. Investigation and discovery
28 into Armstrong's breaches are continuing.]. In addition,

1 Armstrong has admitted in deposition in the Main Action that he
2 began meeting with anti-church litigants, their attorneys and
3 their representatives as early as 1988 to aid them in litigation
4 against CSI and/or related entities, in violation of the
5 Agreement. Since 1988, Armstrong has sent multiple letters to CSI
6 and its attorneys, attempting to extort CSI into paying him still
7 more money by threatening CSI that he will spread still more lies
8 about CSI and related entities, and engage in further breaches of
9 the Agreement if CSI does not pay him. CSI naturally considers
10 this activity to be the harassment that it is. Investigation and
11 discovery into Armstrong's harassment are continuing.], 17.1.25(b)
12 [Armstrong has, for years now, broadcast his vendetta against CSI
13 to anyone who will listen to him. He has expressed his vendetta
14 to the courts, the press and in letters to plaintiff's counsel and
15 others which date from June, 1991 to August, 1993. Investigation
16 and discovery into Armstrong's vendetta are continuing.] and
17 17.1.30(b) [Armstrong owns GA and controls it as his alter ego.
18 Armstrong created the Gerald Armstrong Corporation ("GA") in 1990
19 as his alter ego. He is GA's sole officer and its sole employee.
20 GA has one bank account, and Armstrong is the sole signatory of
21 that bank account. The bank account comprises GAC's only cash
22 asset. Since GAC's incorporation there has been only one
23 shareholder's meeting, in 1991. Gerald Armstrong was present at
24 that meeting. Armstrong has estimated the value of GAC's non-cash
25 assets to be \$1,000,000,000. These assets consist of inventions,
26 writings and art work of Armstrong. Investigation and discovery
27 into the sham nature of GAC are continuing.]

28 (c) See Responses to Interrogatory Nos. 17.1.14(c) [See

1 response to Interrogatory 17.1.1(c) [According to Armstrong, the
2 following persons received service of the documents referred to in
3 (b) (1) and (2), supra, and so are aware of Armstrong's breaches.
4 Their addresses are all known to Armstrong: Gerald Armstrong;
5 Toby L. Plevin; Eric M. Lieberman; Michael Lee Hertzberg; Michael
6 J. Flynn; Julia Dragojevic; Bowles & Moxon; Paul Morantz; the
7 court personnel of the Court of Appeal and the Los Angeles
8 Superior Court, whose names are presently unknown to plaintiff;
9 Lorianne Phippeny, a/k/a Bambi Sparks; Barry Van Sickle. In
10 addition, Armstrong is aware of each of the breaches alleged in
11 the Second Amended Complaint, and each of the persons
12 knowledgeable about those breaches, including their addresses.
13 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
14 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
15 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
16 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
17 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
18 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
19 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
20 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
21 Penney and Uwe Geertz.].], 17.1.15(c) [Gerald Armstrong, Michael
22 Walton, Lorianne Phippeny, a/k/a Bambi Sparks, Michael Douglas,
23 Kima Douglas, Jerry Solvin, Iolna Dossen, Lorrie Eaton, Andrew
24 Armstrong.], 17.1.19(c) [See Response to Interrogatory No.
25 17.1.1(c) [According to Armstrong, the following persons received
26 service of the documents referred to in (b) (1) and (2), supra,
27 and so are aware of Armstrong's breaches. Their addresses are all
28 known to Armstrong: Gerald Armstrong; Toby L. Plevin; Eric M.

1 Lieberman; Michael Lee Hertzberg; Michael J. Flynn; Julia
2 Dragojevic; Bowles & Moxon; Paul Morantz; the court personnel of
3 the Court of Appeal and the Los Angeles Superior Court, whose
4 names are presently unknown to plaintiff; Lorianne Phippeny, a/k/a
5 Bambi Sparks; Barry Van Sickle. In addition, Armstrong is aware
6 of each of the breaches alleged in the Second Amended Complaint,
7 and each of the persons knowledgeable about those breaches,
8 including their addresses. They include: Joseph Yanny, Vicki
9 Aznaran, Richard Aznaran, Ford Greene, John Elstead, James
10 Rummond, Cynthia Remmers, Toby Plevin, Bent Corydon, Ed Roberts,
11 Denise Cantin, Gary Bright, Jerry Fagelbaum, David Mayo, Sarge
12 Gerbode, Malcolm Nothling, Jerry Whitfield, Hana Whitfield, Spanky
13 Taylor, Kirk Seidel, Larry Wollersheim, Richard Behar, Paul
14 Morantz, Graham Berry, Gordon Calhoun, Stuart Cutler, Anthony
15 Laing, Kent Burtner, Margaret Singer, Daniel Leipold, Kenneth
16 Woodward, Charles Fleming, Robert Penney and Uwe Geertz.].],
17 17.1.25(c) [Gerald Armstrong, Ford Greene, Eric Lieberman, Andrew
18 Wilson, Laurie Bartilson, Joseph Yanny, Vicki Aznaran, Richard
19 Aznaran, John Elstead, James Rummond, Cynthia Remmers, Toby
20 Plevin, Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright,
21 Jerry Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling,
22 Jerry Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
23 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
24 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
25 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Uwe
26 Geertz, Steven Fishman, Robert Penney, members of the Cult
27 Awareness Network whose identities are unknown to plaintiff but
28 known to Armstrong, radio, television, magazine and newspaper

1 reporters whose identities are unknown to plaintiff but known to
2 Armstrong, and members of the general public whose identities are
3 unknown to plaintiff.] and 17.1.30(c) [Gerald Armstrong, Ford
4 Greene, Andrew Armstrong, Michael Walton, Tom McPherson, Joseph
5 Yanny, Toby Plevin, Michael Douglas, Kima Douglas, Anthony
6 Armstrong, Lorient Phippeny a/k/a Bambi Sparks, Nancy Rodes,
7 Michael Dick, Trevor Dick, Colin Dick.].

8 (d) See Responses to Interrogatory Nos. 17.1.14(d) [See
9 response to Interrogatories 17.1.1(d) [The documents evidencing
10 Armstrong's breaches consist of documents created by Armstrong,
11 including letters, declarations, "treatments," briefs and other
12 documents, all of which are in the possession of Armstrong and/or
13 his counsel; the transcripts of every deposition taken in the Main
14 Action; and transcripts of the deposition of Armstrong in the case
15 of Hunziker v. Applied Materials, Santa Clara Superior Court, Case
16 No. 692629, together with the documents produced by Armstrong in
17 that case, which are in the possession of John Elstead and Cynthia
18 Remmers, whose addresses are known to Armstrong.] and 17.1.2(d)
19 [Deposition of Gerald Armstrong, June 24, 1993, in the Main
20 Action; Declaration of Gerald Armstrong dated December 25, 1990;
21 Declaration of Gerald Armstrong dated November 17, 1991;
22 Declaration of Gerald Armstrong dated March 16, 1992.].],
23 17.1.15(d) [See response to Interrogatory 9.2 [The documents which
24 support the existence of the damages claimed in interrogatory 9.1
25 are:

26 Transcripts of the deposition testimony of defendants
27 Armstrong and Walton in this action and in the Main Action;
28 documents produced by defendants in this action; and documents in

1 the possession of Marin County as public records.].], 17.1.19(d)
2 [See Response to Interrogatory No. 17.1.1(d) [The documents
3 evidencing Armstrong's breaches consist of documents created by
4 Armstrong, including letters, declarations, "treatments," briefs
5 and other documents, all of which are in the possession of
6 Armstrong and/or his counsel; the transcripts of every deposition
7 taken in the Main Action; and transcripts of the deposition of
8 Armstrong in the case of Hunziker v. Applied Materials, Santa
9 Clara Superior Court, Case No. 692629, together with the documents
10 produced by Armstrong in that case, which are in the possession of
11 John Elstead and Cynthia Remmers, whose addresses are known to
12 Armstrong.].], 17.1.25(d) [Objection. Every document that CSI is
13 aware of has already been produced to Armstrong or by Armstrong in
14 the Main Action, or consists of the transcripts of depositions at
15 which Armstrong and/or his attorney were present.] and 17.1.30(d)
16 [Objection. Every document that CSI is aware of has already been
17 produced to Armstrong or by Armstrong in the Main Action, or
18 consists of the transcripts of depositions at which Armstrong
19 and/or his attorney were present.].

20 Reason Interrogatory Should Be Answered:

21 See all of Armstrong's reasons above why admissions needed,
22 and see all reasons above why interrogatories should be answered.
23 The language of this interrogatory comes directly from CSI's
24 complaint. (P. 13, l. 14 -l. 17) CSI's answer is non-responsive
25 and evasive. A mere listing of alleged acts by Armstrong is
26 unacceptable. How is each oppressive of plaintiff? How does each
27 defraud plaintiff? How is each wilful, rather than responsive to
28 Scientology's attacks on Armstrong? Who is knowledgeable about

1 such "wilfulness, " "oppression," etc.? On what documents does
2 CSI support an actual response to the actual question? CSI should
3 answer fully and directly.

4 17.1.34:

5 Request for Admission No. 34:

6 That plaintiff is not entitled to any exemplary or punitive
7 damages in any sum whatsoever against Armstrong.

8 Response to Request for Admission No. 34:

9 Denied.

10 Response to Interrogatory No. 17.1.34:

11 (a) Request No. 34.

12 (b) See Response to Interrogatory No. 17.1.33(b) [See
13 Responses to Interrogatory Nos. 17.1.14(b) [Armstrong's fear of
14 collection actions may be reasonably inferred from his actions and
15 statements at the time that he conveyed his assets and subsequent
16 to that time.], 17.1.15(b) [In or about August, 1990, fearing
17 collection actions by CSI because of his past and anticipated
18 breaches of the Agreement, Armstrong conveyed real property, cash,
19 and personal property to the Gerald Armstrong Corporation ("GA"),
20 Michael Walton, Lorient Phippeny, a/k/a Bambi Sparks, Michael
21 Douglas, and Kima Douglas. He also forgave substantial debts owed
22 to him by Jerry Solvin, Michael Walton, Iolna Dossen, Lorrie Eaton
23 and Andrew Armstrong. Investigation into Armstrong's fraudulent
24 transfers are continuing.], 17.1.19(b) [See Response to
25 Interrogatory 17.1.1(b) [The facts supporting Armstrong's breaches
26 of the settlement agreement of December, 1986 (the "Agreement")
27 from February 1990 to the present, are legion, and need not be
28 recounted in their entirety by plaintiff as Armstrong has already

1 admitted to them in the underlying action, in his answer to the
2 complaint, in papers filed with the court, in declaration after
3 declaration, and in deposition. Plaintiff objects that
4 Armstrong's attempt to force plaintiff to recite all of these
5 facts again here is burdensome, oppressive and interposed only to
6 harass. Nonetheless, plaintiff states that Armstrong began a
7 series of actions to breach the Agreement in February, 1990 by:

8 1. On February 10, 1990, filing a petition with the Second
9 District Court of Appeal seeking leave to oppose the Church's
10 appeal in violation of the Agreement;

11 2. On February 21, 1990, petitioning the Court of Appeal
12 for permission to file a brief in a case involving a third party's
13 attempt to unseal the records of the underlying action, and
14 attaching a copy of the Agreement, in violation of the Agreement;

15 3. On March 6, 1990, voluntarily appearing in Los Angeles
16 Superior Court and attempting to testify against plaintiff and
17 others in a case involving a third party, in violation of the
18 Agreement.

19 Additional actions by Armstrong in violation of the
20 Agreement, which constitute a series, are described in the Second
21 Amended Complaint filed in Church of Scientology International v.
22 Armstrong, Los Angeles Superior Court, Case No. BC 052395 (the
23 "Main Action"), a copy of which is attached hereto and
24 incorporated herein by reference. Investigation and discovery
25 into Armstrong's breaches are continuing.]. In addition,
26 Armstrong has admitted in deposition in the Main Action that he
27 began meeting with anti-church litigants, their attorneys and
28 their representatives as early as 1988 to aid them in litigation

1 against CSI and/or related entities, in violation of the
2 Agreement. Since 1988, Armstrong has sent multiple letters to CSI
3 and its attorneys, attempting to extort CSI into paying him still
4 more money by threatening CSI that he will spread still more lies
5 about CSI and related entities, and engage in further breaches of
6 the Agreement if CSI does not pay him. CSI naturally considers
7 this activity to be the harassment that it is. Investigation and
8 discovery into Armstrong's harassment are continuing.], 17.1.25(b)
9 [Armstrong has, for years now, broadcast his vendetta against CSI
10 to anyone who will listen to him. He has expressed his vendetta
11 to the courts, the press and in letters to plaintiff's counsel and
12 others which date from June, 1991 to August, 1993. Investigation
13 and discovery into Armstrong's vendetta are continuing.] and
14 17.1.30(b) [Armstrong owns GA and controls it as his alter ego.
15 Armstrong created the Gerald Armstrong Corporation ("GA") in 1990
16 as his alter ego. He is GA's sole officer and its sole employee.
17 GA has one bank account, and Armstrong is the sole signatory of
18 that bank account. The bank account comprises GAC's only cash
19 asset. Since GAC's incorporation there has been only one
20 shareholder's meeting, in 1991. Gerald Armstrong was present at
21 that meeting. Armstrong has estimated the value of GAC's non-cash
22 assets to be \$1,000,000,000. These assets consist of inventions,
23 writings and art work of Armstrong. Investigation and discovery
24 into the sham nature of GAC are continuing.].].

25 (c) See Response to Interrogatory No. 17.1.33(c) [See
26 Responses to Interrogatory Nos. 17.1.14(c) [See response to
27 Interrogatory 17.1.1(c) [According to Armstrong, the following
28 persons received service of the documents referred to in (b) (1)

1 and (2), supra, and so are aware of Armstrong's breaches. Their
2 addresses are all known to Armstrong: Gerald Armstrong; Toby L.
3 Plevin; Eric M. Lieberman; Michael Lee Hertzberg; Michael J.
4 Flynn; Julia Dragojevic; Bowles & Moxon; Paul Morantz; the court
5 personnel of the Court of Appeal and the Los Angeles Superior
6 Court, whose names are presently unknown to plaintiff; Lorianne
7 Phippeny, a/k/a Bambi Sparks; Barry Van Sickle. In addition,
8 Armstrong is aware of each of the breaches alleged in the Second
9 Amended Complaint, and each of the persons knowledgeable about
10 those breaches, including their addresses. They include: Joseph
11 Yanny, Vicki Aznaran, Richard Aznaran, Ford Greene, John Elstead,
12 James Rummond, Cynthia Remmers, Toby Plevin, Bent Corydon, Ed
13 Roberts, Denise Cantin, Gary Bright, Jerry Fagelbaum, David Mayo,
14 Sarge Gerbode, Malcolm Nothling, Jerry Whitfield, Hana Whitfield,
15 Spanky Taylor, Kirk Seidel, Larry Wollersheim, Richard Behar, Paul
16 Morantz, Graham Berry, Gordon Calhoun, Stuart Cutler, Anthony
17 Laing, Kent Burtner, Margaret Singer, Daniel Leipold, Kenneth
18 Woodward, Charles Fleming, Robert Penney and Uwe Geertz.].],
19 17.1.15(c) [Gerald Armstrong, Michael Walton, Lorianne Phippeny,
20 a/k/a Bambi Sparks, Michael Douglas, Kima Douglas, Jerry Solvin,
21 Iolna Dossen, Lorrie Eaton, Andrew Armstrong.], 17.1.19(c) [See
22 Response to Interrogatory No. 17.1.1(c) [According to Armstrong,
23 the following persons received service of the documents referred
24 to in (b) (1) and (2), supra, and so are aware of Armstrong's
25 breaches. Their addresses are all known to Armstrong: Gerald
26 Armstrong; Toby L. Plevin; Eric M. Lieberman; Michael Lee
27 Hertzberg; Michael J. Flynn; Julia Dragojevic; Bowles & Moxon;
28 Paul Morantz; the court personnel of the Court of Appeal and the

1 Los Angeles Superior Court, whose names are presently unknown to
2 plaintiff; Lorientie Phippeny, a/k/a Bambi Sparks; Barry Van
3 Sickle. In addition, Armstrong is aware of each of the breaches
4 alleged in the Second Amended Complaint, and each of the persons
5 knowledgeable about those breaches, including their addresses.
6 They include: Joseph Yanny, Vicki Aznaran, Richard Aznaran, Ford
7 Greene, John Elstead, James Rummond, Cynthia Remmers, Toby Plevin,
8 Bent Corydon, Ed Roberts, Denise Cantin, Gary Bright, Jerry
9 Fagelbaum, David Mayo, Sarge Gerbode, Malcolm Nothling, Jerry
10 Whitfield, Hana Whitfield, Spanky Taylor, Kirk Seidel, Larry
11 Wollersheim, Richard Behar, Paul Morantz, Graham Berry, Gordon
12 Calhoun, Stuart Cutler, Anthony Laing, Kent Burtner, Margaret
13 Singer, Daniel Leipold, Kenneth Woodward, Charles Fleming, Robert
14 Penney and Uwe Geertz.].], 17.1.25(c) [Gerald Armstrong, Ford
15 Greene, Eric Lieberman, Andrew Wilson, Laurie Bartilson, Joseph
16 Yanny, Vicki Aznaran, Richard Aznaran, John Elstead, James
17 Rummond, Cynthia Remmers, Toby Plevin, Bent Corydon, Ed Roberts,
18 Denise Cantin, Gary Bright, Jerry Fagelbaum, David Mayo, Sarge
19 Gerbode, Malcolm Nothling, Jerry Whitfield, Hana Whitfield, Spanky
20 Taylor, Kirk Seidel, Larry Wollersheim, Richard Behar, Paul
21 Morantz, Graham Berry, Gordon Calhoun, Stuart Cutler, Anthony
22 Laing, Kent Burtner, Margaret Singer, Daniel Leipold, Kenneth
23 Woodward, Charles Fleming, Uwe Geertz, Steven Fishman, Robert
24 Penney, members of the Cult Awareness Network whose identities are
25 unknown to plaintiff but known to Armstrong, radio, television,
26 magazine and newspaper reporters whose identities are unknown to
27 plaintiff but known to Armstrong, and members of the general
28 public whose identities are unknown to plaintiff.] and 17.1.30(c)

1 [Gerald Armstrong, Ford Greene, Andrew Armstrong, Michael Walton,
2 Tom McPherson, Joseph Yanny, Toby Plevin, Michael Douglas, Kima
3 Douglas, Anthony Armstrong, Lorientte Phippeny a/k/a Bambi Sparks,
4 Nancy Rodes, Michael Dick, Trevor Dick, Colin Dick.].].

5 (d) See Response to Interrogatory No. 17.1.33(d) [See
6 Responses to Interrogatory Nos. 17.1.14(d) [See response to
7 Interrogatories 17.1.1(d) [The documents evidencing Armstrong's
8 breaches consist of documents created by Armstrong, including
9 letters, declarations, "treatments," briefs and other documents,
10 all of which are in the possession of Armstrong and/or his
11 counsel; the transcripts of every deposition taken in the Main
12 Action; and transcripts of the deposition of Armstrong in the case
13 of Hunziker v. Applied Materials, Santa Clara Superior Court, Case
14 No. 692629, together with the documents produced by Armstrong in
15 that case, which are in the possession of John Elstead and Cynthia
16 Remmers, whose addresses are known to Armstrong.] and 17.1.2(d)
17 [Deposition of Gerald Armstrong, June 24, 1993, in the Main
18 Action; Declaration of Gerald Armstrong dated December 25, 1990;
19 Declaration of Gerald Armstrong dated November 17, 1991;
20 Declaration of Gerald Armstrong dated March 16, 1992.].],
21 17.1.15(d) [See response to Interrogatory 9.2 [The documents which
22 support the existence of the damages claimed in interrogatory 9.1
23 are:

24 Transcripts of the deposition testimony of defendants
25 Armstrong and Walton in this action and in the Main Action;
26 documents produced by defendants in this action; and documents in
27 the possession of Marin County as public records.].], 17.1.19(d)
28 [See Response to Interrogatory No. 17.1.1(d) [The documents

1 evidencing Armstrong's breaches consist of documents created by
2 Armstrong, including letters, declarations, "treatments," briefs
3 and other documents, all of which are in the possession of
4 Armstrong and/or his counsel; the transcripts of every deposition
5 taken in the Main Action; and transcripts of the deposition of
6 Armstrong in the case of Hunziker v. Applied Materials, Santa
7 Clara Superior Court, Case No. 692629, together with the documents
8 produced by Armstrong in that case, which are in the possession of
9 John Elstead and Cynthia Remmers, whose addresses are known to
10 Armstrong.].], 17.1.25(d) [Objection. Every document that CSI is
11 aware of has already been produced to Armstrong or by Armstrong in
12 the Main Action, or consists of the transcripts of depositions at
13 which Armstrong and/or his attorney were present.] and 17.1.30(d)
14 [Objection. Every document that CSI is aware of has already been
15 produced to Armstrong or by Armstrong in the Main Action, or
16 consists of the transcripts of depositions at which Armstrong
17 and/or his attorney were present.].].

18 Reason Interrogatory Should Be Answered:

19 See all of Armstrong's reasons above why admissions needed,
20 and see all reasons above why interrogatories should be answered.
21 See especially reason why interrogatory 17.1.33 should be answered
22 fully and directly. Armstrong has maintained since August, 1990
23 that his renunciation was guided by God. He advised Scientology
24 in July, 1991 that it was God's purpose for man that he help his
25 fellows, and that Armstrong's assistance to those attacked by
26 Scientology was in the fulfillment of that purpose. If either of
27 those facts are true, plaintiff is not entitled to punitive
28 damages. Plaintiff cannot escape the confrontation on whether or

1 not God guided Armstrong to do the things he did and say the
2 things he said. Plaintiff also cannot escape the fact of its own
3 creed, pursuant to which Armstrong said all the things he said,
4 and which plaintiff organization, in order to attack Armstrong is
5 ignoring and violating. CSI should therefore provide full
6 discovery on its claim that Armstrong was not guided by God; i.e.,
7 that his conduct was, indeed, wilful, fraudulent and/or malicious,
8 and therefore merits punitive damages.

9 17.1.35:

10 Request for Admission No. 35:

11 That Andrew H. Wilson, in verifying plaintiff's complaint,
12 falsely stated that the contents thereof are true of his own
13 knowledge.

14 Response to Request for Admission No. 35:

15 Plaintiff objects to this request for admission on the
16 grounds that it is (1) irrelevant to the subject matter of the
17 action, (2) interposed solely to harass, oppress and annoy the
18 plaintiff, and (3) vague, ambiguous and unintelligible as phrased.
19 Notwithstanding this objection, plaintiff responds as follows:

20 Denied.

21 Response to Interrogatory No. 17.1.35:

22 (a) Request No. 35.

23 (b) Objection. Plaintiff objects to this interrogatory on
24 the grounds that the interrogatory seeks information protected by
25 the attorney client and attorney work product privileges.

26 (c) Objection. Plaintiff objects to this interrogatory on
27 the grounds that the interrogatory seeks information protected by
28 the attorney client and attorney work product privileges.

1 (d) Objection. Plaintiff objects to this interrogatory on
2 the grounds that the interrogatory seeks information protected by
3 the attorney client and attorney work product privileges.

4 Reason Interrogatory Should Be Answered:

5 See all of Armstrong's reasons above why admissions needed,
6 and see all reasons above why interrogatories should be answered.
7 Armstrong contends that the crime/fraud exception to the attorney
8 client privilege obtains. Wilson perjured himself in order to
9 carry out his part in Scientology's abuse of the process in this
10 litigation and its malicious prosecution of Armstrong and the co-
11 defendants herein. Wilson has allowed himself to be used by
12 Scientology to further its litigation goals of obstructing
13 justice, destroying evidence, character assassination and
14 financial ruin, pursuant to its judicially condemned doctrine of
15 fair game. Moreover, CSI, by having Wilson verify its complaint,
16 has waived the attorney-client privilege as to the facts he has
17 "verified" on its behalf, and CSI must, therefore, answer this
18 interrogatory fully.

19 FORM INTERROGATORY NO. 50.1:

20 For each agreement alleged in the pleadings:

21 (a) identify all DOCUMENTS that are part of the agreement
22 and for each state the name, ADDRESS, and telephone number of each
23 PERSON who has the DOCUMENT;

24 (b) state each part of the agreement not in writing, the
25 name, ADDRESS, and telephone number of each PERSON agreeing to
26 that provision, and the date that part of the agreement was made;

27 (c) identify all DOCUMENTS that evidence each part of the
28 agreement not in writing and for each state the name, ADDRESS, and

1 telephone number of each PERSON who has the DOCUMENT;

2 (d) identify all DOCUMENTS that are part of each
3 modification of the agreement, and for each state the name,
4 ADDRESS, and telephone number of each PERSON who has the DOCUMENT;

5 (e) state each modification not in writing, the date, the
6 name, ADDRESS, and telephone number of each PERSON agreeing to
7 the modification and the date the modification was made;

8 (f) identify all DOCUMENTS that evidence each modification
9 of the agreement not in writing and for each state the name,
10 ADDRESS, and telephone number of each PERSON who has the DOCUMENT.

11 RESPONSE TO FORM INTERROGATORY NO. 50.1:

12 Objection. The only Agreement alleged in the pleadings is
13 attached to the Complaint as Exhibit A. There are no
14 modifications to the Agreement not in writing.

15 Reason Interrogatory Should Be Answered:

16 This answer is unacceptable. Armstrong has alleged in his
17 answer that "anti-Scientology litigants, including Flynn, signed
18 settlement agreements substantially similar to that signed by
19 Armstrong." (Verified answer, p. 13, l. 7). Armstrong has alleged
20 in his second amended verified cross-complaint that the
21 Scientology organization entered into separate agreements with
22 Michael Flynn, his other attorneys in the Armstrong I and with
23 claimants which included Laurel Sullivan, William Franks, Howard
24 Schomer, Martin Samuels and Edward Walters, and that these
25 agreements are relevant to the issues in this case. (See, e.g.,
26 Second amended verified cross-complaint, p. 9, l. 11 - l. 22; p.
27 10, l. 4 - 9; p. 11, l. 14 - p. 12, l. 7; p. 12, l. 13 - p. 13, l.
28 17). CSI benefits from each of these separate agreements within

1 this action because Armstrong's former attorneys and former
2 witnesses on whom he depends for assistance and testimony in this
3 action are prevented by CSI's "agreements" from so assisting him
4 or testifying for him. CSI possesses these documents. CSI
5 manufactured these documents. CSI has used two of these
6 "agreements" in the Los Angeles actions to support its efforts to
7 enforce the Armstrong subject agreement. Therefore CSI's answer
8 to this interrogatory is not honest. Having not objected, CSI
9 should answer this interrogatory fully and directly.

10 FORM INTERROGATORY NO. 50.2:

11 Was there a breach of any agreement alleged in the pleadings?
12 If so, for each breach describe and give the date of every act or
13 omission that you claim is the breach of the agreement.

14 RESPONSE TO FORM INTERROGATORY NO. 50.2:

15 Objection. Armstrong is fully aware of each claimed breach
16 of the Agreement, which are set forth in detail in the Second
17 Amended Complaint in the Main Action, a copy of which is attached
18 hereto and incorporated herein by reference.

19 Reason Interrogatory Should Be Answered:

20 See the reason above why interrogatory 50.1 should be
21 answered. Have there been any breaches of any of CSI's agreements
22 by anyone at any time since December, 1986, and what are the facts
23 of such breaches. CSI has alleged that Margery Wakefield, Nancy
24 McLean, William Franks and Howard Schomer all breached there
25 "settlement agreements," which CSI claims are "substantially
26 similar" to Armstrong's. If there has been widespread "breaching"
27 by other signatories to CSI's "substantially similar" "agreements"
28 it will support Armstrong's defenses that the "agreements" are

1 impossible to perform (See, e.g., Answer, 29th Affirmative Defense
2 (Cannot be Specifically Performed) and 35th Affirmative Defense
3 (Mistake of Law), and that Michael Flynn, indeed, did advise not
4 only Armstrong, but other "settling" claimants that the
5 "agreements'" provisions were unenforecable. Additionally,
6 although Armstrong is aware of each "breach" claimed in CSI's
7 second amended complaint he requests to know of any other "breach"
8 CSI considers exists but has not claimed in its second amended
9 complaint. Said second amended complaint's first alleged "breach"
10 chronologically is in July, 1991. Yet CSI claims at various
11 places in this action that Armstrong's "breaches" began in 1986,
12 1988 and 1990. CSI must answer this interrogatory specifically
13 and completely.

14 FORM INTERROGATORY NO. 50.3:

15 Was performance of any agreement alleged in the pleadings
16 excused? If so, identify each agreement excused and state why
17 performance was excused.

18 RESPONSE TO FORM INTERROGATORY NO. 50.3:

19 No.

20 Reason Interrogatory Should Be Answered:

21 See the reason above why interrogatories 50.1 and 50.2 should
22 be answered. The question should be understood to refer to the
23 Armstrong subject agreement and the other agreements described
24 above in the reason interrogatory 50.1 should be answered.

25 FORM INTERROGATORY NO. 50.4:

26 Was any agreement alleged in the pleadings terminated by
27 mutual agreement, release, accord and satisfaction, or novation?
28 If so, identify each agreement terminated and state why it was

1 terminated including dates.

2 RESPONSE TO FORM INTERROGATORY NO. 50.4:

3 No.

4 Reason Interrogatory Should Be Answered:

5 See the reasons above why interrogatories 50.1 and 50.2
6 should be answered. The question should be understood to refer to
7 the Armstrong subject agreement and the other agreements described
8 above in the reason interrogatory 50.1 should be answered.

9 FORM INTERROGATORY NO. 50.5:

10 Is any agreement alleged in the pleadings unenforceable? If
11 so, identify each unenforceable agreement and state why it is
12 unenforceable.

13 RESPONSE TO FORM INTERROGATORY NO. 50.5:

14 No.

15 Reason Interrogatory Should Be Answered:

16 See the reasons above why interrogatories 50.1 and 50.2
17 should be answered. The question should be understood to refer to
18 the Armstrong subject agreement and the other agreements described
19 above in the reason interrogatory 50.1 should be answered.

20 FORM INTERROGATORY NO. 50.6:

21 Is any agreement alleged in the pleadings ambiguous? If so,
22 identify each ambiguous agreement and state why it is ambiguous.

23 RESPONSE TO FORM INTERROGATORY NO. 50.6:

24 No.

25 Reason Interrogatory Should Be Answered:

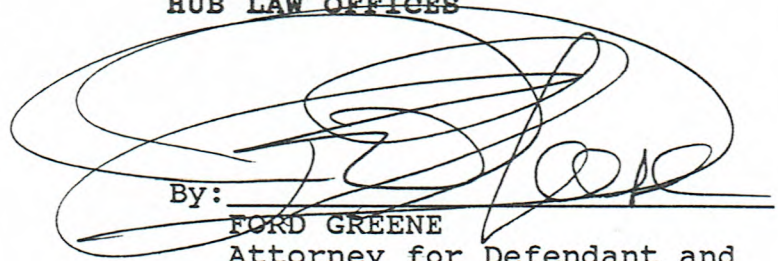
26 See the reasons above why interrogatories 50.1 and 50.2
27 should be answered. The question should be understood to refer to
28 the Armstrong subject agreement and the other agreements described

1 above in the reason interrogatory 50.1 should be answered.

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DATED: May 31, 1994

HUB LAW OFFICES



By: FORD GREENE
Attorney for Defendant and
Cross-Complainant
GERALD ARMSTRONG